



CLEVELAND DIVISION OF POLICE

GENERAL POLICE ORDER



EFFECTIVE DATE: JULY 19, 2021	CHAPTER: 4 - Field Operations	PAGE: 1 of 5	NUMBER: 4.03.07
SUBJECT: PROTOCOL - METROHEALTH POLICE DEPARTMENT			
CHIEF: <i>Calvin D. Williams, Chief</i>			

Substantive changes are italicized

PURPOSE: To establish protocol between the Cleveland Division of Police (CDP) and the MetroHealth Police Department (MHPD).

POLICY: *It is the policy of the Cleveland Division of Police, as a provision of the Police Authorizing Agreement between the City of Cleveland and the MetroHealth System, that MHPD officers have full authority, equal to the authority held by CPD officers when MHPD officers are on-duty with active pay status (Law Department, 2018).*

PROCEDURES:

I. General Guidelines

A. MHPD officers have the same authority as Division officers:

1. On property expressly owned, leased, or contracted by the MetroHealth System or its affiliated entities, including:
 - a. All streets and alleys that transverse the property.
 - b. All adjoining streets and areas within 300 feet of the property line.
 - c. MHPD shall provide the CDP with a current list of these properties and maps of the locations and shall notify the Division in writing of any changes.

2. Within the jurisdiction of the City of Cleveland, en route to or from MetroHealth property, and exigent circumstances exist, including:
 - a. Hot pursuit of a fleeing suspect.
 - b. There is imminent danger of bodily harm if action is not taken immediately.
 - c. The escape of a known criminal or subject has occurred.
 - d. Witnessing the commission of a crime in progress excluding misdemeanor drug activity or routine traffic offenses.
 - e. While participating in a cooperative enforcement effort, approved in advance by the Chief of Police from both agencies.

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- B. Nothing in this protocol shall prohibit the CDP from investigating felony complaints occurring on MetroHealth property deemed to be of investigative interest to the Division.

II. MHPD Responsibilities

- A. Investigate all crimes occurring on MetroHealth property, with the exception of incidents *outlined in GPO 4.03.01 Protocol with Outside Agencies Section I.B.*
- B. Provide the CDP with copies of all initial crime reports in a mutually agreed-upon format that protects privacy and satisfies the statistic gathering requirements of the Division.
- C. Evidence
 - 1. Be responsible for testing, storage, and custody of evidence for presentation at trial.
 - 2. For cases with CDP investigative responsibility, evidence shall be transferred to Division custody.
- D. Issue citations on MetroHealth property
 - 1. Acquire Parking Infraction Notices (PINs) and Uniform Traffic Tickets (UTTs) from the Cleveland Municipal Clerk of Courts.
 - 2. Use the City of Cleveland Codified Ordinances as the primary reference for issuing PINs and UTTs. The Ohio Revised Code shall be used if no equivalent Cleveland Ordinance exists.
- E. Impounded Vehicles
 - 1. Handle tows using MHPD owned or contracted towing agencies.
 - 2. Notify the Communications Control Section of all tows from property other than MetroHealth property.
- F. Arrestees
 - 1. Inform the appropriate CDP detective unit of all felony arrests and all instances of serious injury to any person, including MHPD officers.
 - 2. Transport and process arrestees.
 - a. *For MHPD arrestees taken into custody pursuant to warrants issued by the Cleveland Municipal Court who require medical treatment prior to transport to the Cuyahoga County Corrections Center (CCCC), MHPD shall provide initial hospital transport and guard detail of the arrestee up to eight hours.*

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- b. *After exceeding eight hours, MHPD shall contact CDP to determine if a longer guarding period is required of MHPD and, if not, to arrange for CDP to take over guard duties. MHPD shall continue to guard the arrestee until relieved by CDP.*
 - c. *The City of Cleveland shall not be responsible for MHPD arrestee medical care costs prior to transport to the CCCC.*
 - 3. Use an MHPD holding facility for juvenile arrestees until disposition to the *Cuyahoga County Juvenile Detention Center* or released to a parent or guardian.
 - G. Warrants generated as a result of MHPD enforcement efforts shall be entered into LEADS by the MHPD under their ORI (Originating Agency Identifier).
 - H. MHPD supervisors:
 - 1. Shall be responsible for monitoring the activity of MHPD patrol officers.
 - 2. Shall respond to all incidents involving MHPD officers.
 - 3. May contact and request CDP supervisors to assist on incidents of mutual interest.
 - I. *Adopt and implement the CDP use of force and pursuit policies.*
 - J. When called upon, assist the CDP with investigations or other matters of mutual concern, for which the ultimate investigative responsibility rests with the CDP.
- III. Training
- A. MHPD agrees that, at minimum, it will provide to its officers and their supervisors, and MHPD call-takers and dispatchers and their supervisors, the same or comparable training related to use of force, crisis intervention, bias-free policing, community policing, investigatory stops, and searches and arrests, which the CDP provides to its personnel.
 - B. Prior to January 1 of each year, MHPD shall obtain from CDP applicable anticipated training for the year and will provide such training for its applicable personnel within a reasonable time.
 - C. Upon request by CDP's Chief, MHPD shall provide CDP with information about the type of training provided by MHPD and confirmation of completion of training by applicable MHPD personnel.
 - D. CDP's Chief may determine, at their reasonable discretion, that MHPD's required training is not the same or comparable to CDP's and shall notify MHPD's Chief in writing of such non-compliance.

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- E. MHPD shall promptly remedy its lack of compliance and notify CDP's Chief of the remedy. MHPD shall promptly provide CDP's Chief with any supporting information he may reasonably request.
- F. Training requirements shall continue to apply after the expiration of the City of Cleveland's Settlement Agreement with the U.S. Department of Justice.
- G. MHPD officers shall participate in annual joint training and other joint initiatives at the request of CDP's Chief of Police.
- H. Each party is solely responsible for its own training-related costs and expenses for its personnel.
- I. Upon request by MHPD, CDP shall allow MHPD personnel to attend applicable training provided by CDP for its own personnel. However, MHPD shall be solely responsible for any applicable costs or expenses, if any, associated with MHPD personnel participation.

IV. Complaint Board

- A. MHPD shall establish a complaint board made up of non-MHPD persons, which shall be responsible for reviewing, investigating, hearing, and making findings regarding all civilian complaints about MHPD's policies and practices and the conduct of MHPD officers and call takers/dispatchers.
- B. The board shall determine if a complaint warrants no action or if disciplinary action against any of the officers and/or call takers/dispatchers is warranted.
 - 1. MHPD shall take appropriate disciplinary action in response to board findings and shall provide timely written notification to the complaining party of the board's determinations and any action taken or if no action was deemed warranted.
 - 2. Upon request from the CDP Chief of Police, MHPD shall promptly provide any reasonably requested information to review the complaint board's existence and operations.

V. Division Responsibilities

- A. The CDP shall investigate the incidents outlined in *General Police Order 4.03.01 Protocol with Outside Agencies Section I.B. that occur on MetroHealth property*.
- B. Receive and serve all warrants, generated as a result of MHPD enforcement efforts, delivered to CDP via the Municipal Clerk of Court's Office.
- C. Provide crime statistics necessary for MHPD to prepare federally mandated annual reports on campus statistics and security.
- D. When called upon, assist the MHPD with investigations or other matters of mutual concern.

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References

Law Department, C. (2018, November 26). Mutual Aid Agreement. *Second Agreement Police Authorizing Agreement No. 2012-35 between the City of Cleveland and Metrohealth System*. Cleveland, Ohio, United States : City of Cleveland.

THIS ORDER SUPERSEDES ANY PREVIOUSLY ISSUED DIRECTIVE OR POLICY FOR THIS SUBJECT AND WILL REMAIN EFFECTIVE UNTIL RESCINDED OR SUPERSEDED.

CDW/BPC/jms
Chief's Office
Policy Unit