



# *TIBRS TRAINING TIPS*

# *OVERLAPPING JURISDICTIONS*





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## *OVERLAPPING JURISDICTIONS*

In situations involving overlapping jurisdictions (i.e. cities within counties) we allow *limited* agency discretion in the reporting of certain incidents.

We will only allow this discretion if the agencies involved have an agreement in place as to who will report the incident to TIBRS when these situations occur. This will reduce the risk of both (or neither) agencies reporting the incident. We prefer the agreement to be in writing. This protects all agencies involved by providing written documentation. It is also used by TBI CJIS Support Center personnel during quality assurance reviews.

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DISCRETIONAL JURISDICTIONAL REPORTING IS LIMITED TO INCIDENTS CONTAINING THE FOLLOWING OFFENSES *ONLY*:

*GROUP A OFFENSES:*

*Drug/Narcotic Violations (35A)*

*Drug Equipment Violations (35B)*

*Stolen Property Offenses (280)*

*GROUP B OFFENSES*

*All*





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### EXAMPLE 1:

A county deputy was patrolling within the city limits. The deputy encountered and arrested a subject for Driving Under the Influence (Group B offense). Because the city and county jurisdictions overlap in this case, the incident may be reported to TIBRS by the county as long as an agreement exists between the two agencies. The agreement helps reduce the risk of both (or neither) agencies reporting the incident to TIBRS.





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### EXAMPLE 2:

A county deputy was patrolling within the city limits.

The deputy encountered a fight in progress (mutual combatants, personal weapons only, minor injuries). He arrested both subjects and charged them with assault (for TIBRS, Simple Assault, Group A offense). Even though the city and county jurisdictions overlap in this case, the incident must be reported to TIBRS by the city because assault offenses do not apply to discretionary jurisdictional reporting, regardless of any agreement between the two agencies.





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### **DISCRETIONAL REPORTING IN OVERLAPPING JURISDICTIONS DOES NOT APPLY TO COLLEGES AND UNIVERSITIES.**

Colleges/universities report under a different TCA statute.  
ALL reportable offenses occurring on the property of colleges and universities **MUST BE REPORTED TO TIBRS *BY THE COLLEGE OR UNIVERSITY WHERE THE INCIDENT OCCURRED.***





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### REPORTING GUIDELINES FOR COUNTY SCHOOLS LOCATED WITHIN CITY LIMITS:

What about School Resource Officers that are employed by a county agency but work in a school in the town/city?

Jurisdictional Guidelines were put in place largely because many jurisdictions overlap. The guidelines help to ensure that incidents will not be reported by more than one agency. One example of overlapping jurisdictions is county schools located within city limits.

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### REPORTING GUIDELINES FOR COUNTY SCHOOLS LOCATED WITHIN CITY LIMITS:

If the school is operated by the county (even though it is located within the city), the preferred reporting agency for all incidents is the county, *regardless of the offense type*.

Even though the county-operated school is located within the city limits, the county is providing safety and security for the school. Therefore, we consider the school grounds to be the jurisdiction of the county.







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### EXAMPLE 1:

Baker County High School is located within the city limits of Newtown, TN. The SRO (County Deputy Susan Ortiz) arrested one of the students for Simple Possession of Marijuana. The reporting agency for this incident is Baker County Sheriff's Office.





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### EXAMPLE 2:

On a Sunday evening, vandals broke 4 windows at Baker County High School. The vandals were arrested by Baker Police Department Officer Rick Henderson. Even though school was not in session, and the incident was handled entirely by the city, the reporting agency for this incident is Baker County Sheriff's Office.





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Consistency in the reporting of crime data is a key element to the TIBRS program.

If your agency has circumstances similar to the above examples and you are unsure as to who reports particular incidents, please feel free to contact someone in the TBI's CJIS Support Center.

