

## MEMORANDUM OF UNDERSTANDING

The Metro Nashville Police Department (MNPd) has requested the Tennessee Wildlife Resources Agency (TWRA) to issue Boating Law Enforcement Commissions to selected members of the MNPd. In order to achieve statewide uniformity, meet the intent of the Legislature, and stay within the laws, rules and procedures associated with enforcing maritime laws, the MNPd shall enter into this memorandum of understanding with the TWRA.

1. The commission requested authorizes the respective officers to enforce the provisions of Chapter 9 of Title 69, commonly referred to as the Boating Safety Act of 1965. MNPd agrees and understands that TWRA assumes no liability for the acts or omissions of MNPd officers in connection with the utilization of these commissions.
2. The provisions of this section do not authorize officers to inspect vessels for any purpose other than to determine if the vessels meet the registration and safety requirements of this chapter (TCA 69-9-220).
3. When enforcing boating laws, the MNPd agrees to utilize the policies of the Tennessee Wildlife Resources Agency as they relate to issuing of warning citations and accident investigations and reporting. In water related accidents, the first Agency on the scene shall take action necessary to render aid, secure evidence, and deal with any criminal violations. In boat related accidents the TWRA shall become the lead Agency and shall coordinate the investigation and follow-up. In drownings and other accidents, which are not boat-related, the first responding agency shall become the lead agency and shall coordinate the investigation and follow-up unless otherwise agreed to by responding agencies.
4. The relevant MNPd Officers seeking approval under this Agreement agree to attend to at least the minimal training prescribed by the Tennessee Wildlife Resources Agency for uniformity, legislative and procedural updates. The MNPd also certifies that the commissioned officers have met all the qualifications, training standards, and law enforcement guidelines as adopted by the MNPd, the Tennessee Peace Officers Standards and Training Commission and approved by the Attorney General of the State of Tennessee.
5. Because of considerations to other adjoining or overlapping jurisdictions, this commission shall coincide with the officer's departmental jurisdiction.
6. The boating commission will expire on the date indicated, normally one year from the date of issue.
7. If the officers leave MNPd, or if duties change so that boating work will not be a part of their duty, the commission shall immediately terminate and be surrendered to the Tennessee Wildlife Resources Agency.
8. The Tennessee Wildlife Resources Agency and the MNPd agree to exchange information concerning reportable marine incidents that shall include, but is not limited to the following:

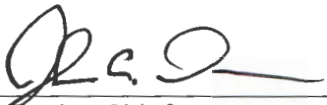
- (a) Marine accidents involving injury or loss of life
- (b) Law enforcement violations
- (c) Environmental incidents
- (d) Collision and/or property damage
- (e) Grounding
- (f) Equipment failure
- (g) Flooding, or
- (h) Sinking of recreational boats

9. This agreement in no way affects other agreements among the parties thereto.

IN WITNESS WHEREOF:

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Jason Maxedon, Executive Director  
Tennessee Wildlife Resources Agency



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John Drake, Chief  
Metro Nashville Police Department