

Purpose

This policy recognizes that Bemidji Police Officers are always recognized as police officers whether on or off duty. This policy establishes police powers for off-duty officers.

Policy

It is the policy of the Bemidji Police Department that off-duty police officers shall have full and complete power of arrest authority within the corporate limits of the City of Bemidji. It is the policy of the Bemidji Police Department that any off-duty arrest would be a result of reaction rather than any proactive enforcement efforts.

A. Off-duty arrests within Bemidji Police Department's jurisdiction

- a. Off-duty officers who recognized the need for law enforcement intervention will make an effort to notify dispatch or a supervisor on duty before taking action.
- b. It is understood that events can occur rapidly without an opportunity for early notification, in these instances the officer should notify dispatch or a supervisor on duty as soon as it is safe to do so.
- c. Before intervention, officers should immediately identify themselves as Bemidji Police Officers and provide identification when available.
- d. Officers should ensure that the identification statement is clear and loud enough for bystanders to hear.

B. Off-duty arrests outside Bemidji Police Department's jurisdiction

- a. A peace officer who is off duty and outside of the jurisdiction of the appointing authority but within this state may act only when confronted with circumstances that would permit the use of deadly force under section 609.066

C. Exceptions

The off-duty arrest authority is void if;

- a. The officer has consumed any amount of alcohol.
- b. The officer is prescribed and taking any medication or drug which may cause drowsiness or effect their mental or motor function.
- c. Where the officer is under suspension whether paid or unpaid.

Reference or Revision Date(s):

A. REFERENCE;

- a. Minnesota Statute § 629.40
- b. Minnesota Statute § 629.34
- c. Minnesota Statute § 609.066

B. REVISION DATE(S):