

Emergency Police Services (EPS) Program Manual

I. PURPOSE:

A. The Governor of the State of Wisconsin has the mandated responsibility to promote the general welfare and protection of its citizens during emergencies, both natural and man-made, including enemy attack. (ss. 323, 66.0513 & 66.0313(2)(3))

B. State law enforcement response groups are an important component of the state's overall emergency operation effort, especially during incidents that have severely stretched local law enforcement forces to and beyond their limits.

C. This manual is the foundation for proper coordination of state and local law enforcement activities to ensure the protection of life and property during all emergency situations by providing for a comprehensive program of emergency procedures, leadership, staffing, equipment and the mobilization of resources.

II. SITUATION AND ASSUMPTIONS:

A. During emergencies local law enforcement agencies may need to expand their operations to provide increased services as required by the situation.

B. As the situation escalates local resources may be depleted resulting in diminished local capabilities. Mutual aid, state and federal law enforcement response resources need to be deployed to assist local law enforcement in their efforts to provide continued protection to life and property.

C. The basic policy of state assistance to local government is to support local law enforcement. State resources may be deployed whenever the magnitude of the emergency is such that the best interest of the state is served.

III. CONCEPT OF OPERATIONS:

A. General

State law enforcement agencies' emergency operations are an extension of their normal functions and responsibilities. These responsibilities may be coordinated through the State Emergency Operations Center and/or a local Incident Command Center.

B. State Law Enforcement activities recognize and support the four phases of emergency management (i.e., mitigation, preparedness, response and recovery.)

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IV. ORGANIZATION:

A. Appointment

1. State

- a) The Governor of the State of Wisconsin appoints the Administrator of the Division of Emergency Management to be the Director of Emergency Police Services (EPS).
- b) The State Director of EPS shall have a Deputy Director who coordinates the EPS program on a daily basis.

2. Area

- a) The Area Director of EPS is elected by the law enforcement officials in the area. The Area Director appoints one sheriff and one chief of police from the area as deputies. The Area Director serves a renewable four-year term after election.
- b) The State Director of EPS shall designate the following to serve on the EPS staff:
 - (1) The Commanding Officer from each State Patrol district to serve on each area EPS staff.
 - (2) The Department of Natural Resources (DNR) District Warden from each DNR district to serve on each area EPS staff.
 - (3) The Commanding Officer of the University of Wisconsin - Madison Police
 - (4) The Commanding Officer of the Capitol Police
 - (5) The Commanding Officer of the Department of Justice -Division of Criminal Investigation
 - (6) The National Guard Planning, Operations and Military Support Officer

3. County

- a) The Sheriff will be the director of EPS for the county. The Sheriff, in cooperation with the County Emergency Management Director, will

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appoint a police administrator from within the county to be the Deputy Director of EPS.

4. Municipal

a) The Chief of Police will be the Director of EPS for the municipality and will appoint a Deputy Director of EPS.

B. Structure

1. State

a) Wisconsin EPS consists of all state law enforcement agencies, including their personnel, equipment and facilities. The Wisconsin National Guard may be used as directed by the Governor.

2. Area

a) Area EPS will consist of the Area EPS Staff that provides overall police coordination and support, as delineated in IV.A.2, during an emergency.

3. County and Municipal

a) The county and municipal EPS will consist of all regular and trained reserve personnel, equipment and facilities within their jurisdictions.

b) Reserve members of police organizations, whether designated as police reserves, posse or special police, will be attached to police or sheriff departments with which they are duly registered.

C. State Responsibilities

1. The Director/Deputy Director of EPS will:

a) Review EPS planning for emergency government operations at all levels of the state.

b) Have a working knowledge of state and area law enforcement resources.

c) Coordinate training programs, certify instructors and provide instructional material for training police at all levels.

d) Assist counties with the development of law enforcement sections of county/local emergency government plans.

e) Participate in law enforcement exercises.

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2. The Division of State Patrol, Department of Natural Resources - Bureau of Law Enforcement, Department of Justice - Division of Criminal Investigation, Wisconsin Capitol Police and Wisconsin National Guard responsibilities are outlined in their individual agency emergency operations plans.

3. The Area EPS Director will:

- a) Assist and promote the organization, assist with planning, coordinating and testing EPS at all levels.
- b) Develop Standard Operating Procedures (SOPs) for their area.
- c) Have a working knowledge of resources (i.e., manpower, equipment) for their respective areas.
- d) Organize and coordinate the dispatch of resources in their mutual aid area in times of emergencies.
- e) Keep State EPS Director informed during emergencies.
- f) Participate in state/area Emergency Operating Centers when requested by State EPS Director.

V. PLAN DEVELOPMENT AND MAINTENANCE:

A. Each state agency (law enforcement group) will be responsible for developing and maintaining an Individual Agency Plan, including Standard Operating Procedures that reflect the operational capabilities (e.g., manpower, equipment) of their respective department or agency.

B. The EPS Deputy Director will coordinate the periodic review or update of each agency's Standard Operating Procedures and notify each EPS Area Director of results of the annual review.

C. Conduct after-action reviews of all exercises and major incidents.

D. Create and maintain the two groups of confidential documents (i.e., State Correctional Institution Disturbance Plans, National Guard State Correctional Institution Work Stoppage Plans) in place to facilitate the augmentation of all forces.

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VI. STATE AGENCY RESOURCES

A. Wisconsin Emergency Management

Upon notification that an emergency has occurred in the State of Wisconsin, the Director/Deputy of EPS shall take the following actions:

1. Mobilize to the EOC members of the emergency operations staff necessary for operation.
2. Attend briefings of emergency operations staff, if required.
3. Coordinate requests for law enforcement assistance from state agencies.
4. Provide for the Mobil Command Center if requested by an EPS Area Director and deemed necessary to support the local action.
5. Provide the EPS portable radio system when requested and required.
6. Provide resources to implement the pass system as needed.
7. Provide for additional law enforcement resources and assist coordinating National Guard support.
8. Report to the local EOC or to the scene if necessary. In these cases, assign staff to continue operations in the State EOC as needed.

B. Department of Transportation – Division of State Patrol

Mission Statement - In the event of a call for law enforcement services greater than may be sufficiently addressed by local law enforcement, the Division of State Patrol may be called upon to provide immediate law enforcement services. The mission of the Division of State Patrol will be to respond to the designated area and to provide perimeter security, traffic control, escorts, and other law enforcement support that may be mutually agreed upon between the local law enforcement authority and the appropriate Division of State Patrol District Commander.

C. Department of Natural Resources

In the event of a call for law enforcement services greater than may be sufficiently addressed by local law enforcement, the Department of Natural Resources Conservation Wardens may be called upon to provide immediate law enforcement services. The mission of the Conservation Wardens will be to respond to the designated area and to provide any law enforcement support that may be mutually agreed upon between the local law enforcement authority and the appropriate Department of Natural Resources District Warden.

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D. Department of Justice - Division of Criminal Investigation

The Division of Criminal Investigation (DCI) is committed to ensuring the protection of life and property during all emergency situations. To assist other law enforcement agencies in this endeavor, DCI will gather intelligence information and investigate crimes when deemed appropriate. DCI will also act as a conduit in obtaining assistance from other Wisconsin Department of Justice personnel, such as the Wisconsin Crime Lab and its Field Response Team, the TIME system and, when necessary, obtain legal assistance from the department's assistant attorneys general. Personnel from the Division of Criminal Investigation will be able for assignment to the Command Center.

E. University of Wisconsin Police Departments

Mission Statement: In the event of an EPS call for assistance for local law enforcement in an incident where their resources were taxed or depleted, we could provide assistance in all aspects of law enforcement until such time as it was mutually agreed upon that our resources were no longer necessary.

The following departments have armed police officers:

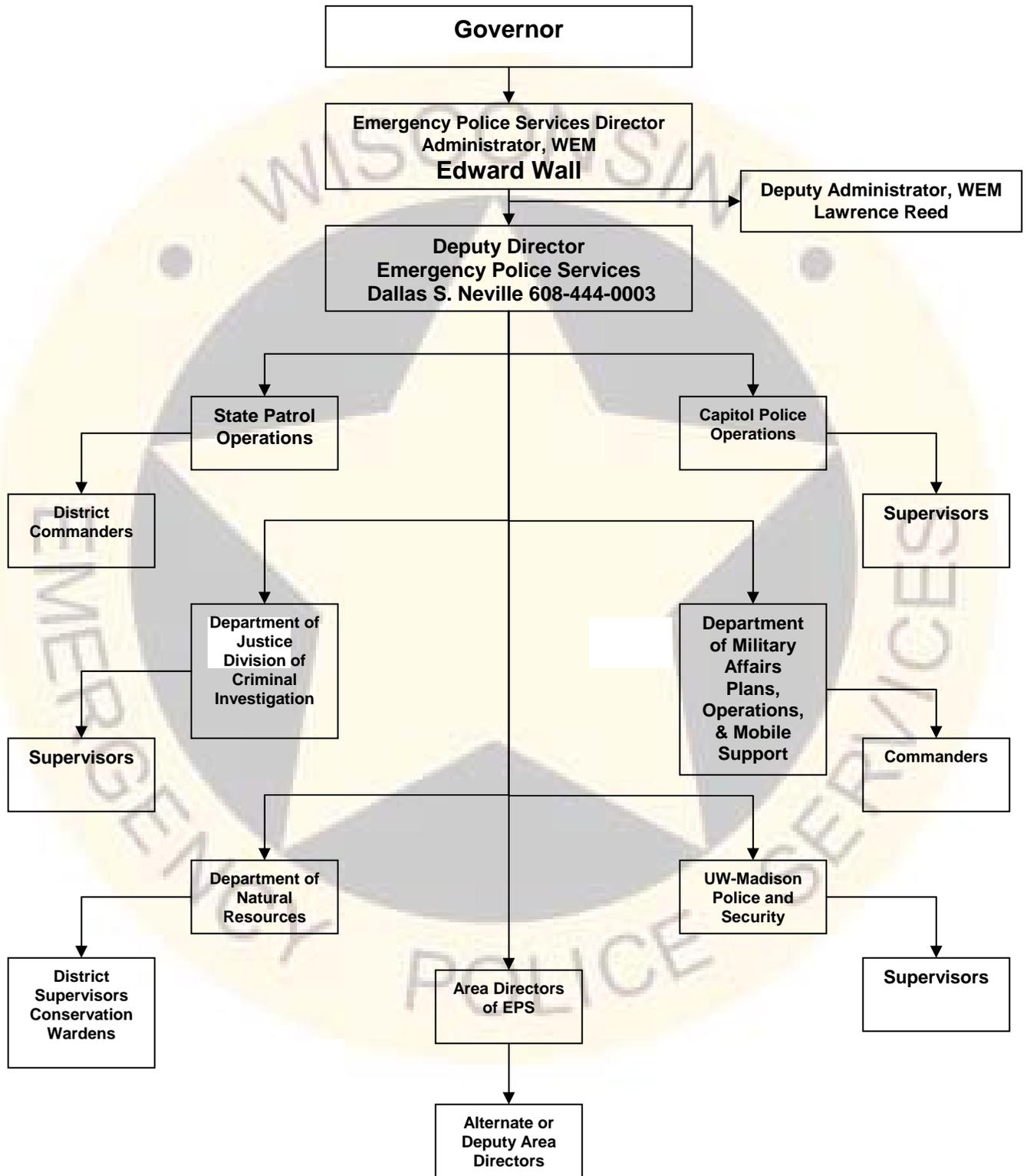
- Milwaukee
- Green Bay
- Whitewater
- Madison
- Eau Claire
- Parkside (May have weapons removed)

The following campuses have unarmed police officers:

- Oshkosh
- Platteville
- Stout
- La Crosse
- Stevens Point
- Superior
- River Falls

WISCONSIN EMERGENCY POLICE SERVICES

State Organization and Responsibilities during Emergencies



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66.0513 Police, pay when acting outside county or municipality.

(1) Any chief of police, sheriff, deputy sheriff, county traffic officer or other peace officer of any city, county, village or town, who is required by command of the governor, sheriff or other superior authority to maintain the peace, or who responds to the request of the authorities of another municipality, to perform police or peace duties outside territorial limits of the city, county, village or town where the officer is employed, is entitled to the same wage, salary, pension, worker's compensation, and all other service rights for this service as for service rendered within the limits of the city, county, village or town where regularly employed.

(2) All wage and disability payments, pension and worker's compensation claims, damage to equipment and clothing, and medical expense arising under sub. (1), shall be paid by the city, county, village or town regularly employing the officer. Upon making the payment the city, county, village or town shall be reimbursed

by the state, county or other political subdivision whose officer or agent commanded the services out of which the payments arose.

History: 1975 c. 147 s. 54; 1999 a. 150 s. 367; Stats. 1999 s. 66.0513.

The use of the phrase "required by command" in sub. (1) plainly does not mean that officers who volunteer to go to another city, county, village, or town are excluded from worker's compensation and other benefits. A governmental body obligated to reimburse another for worker's compensation payments under this section is obligated under worker's compensation law for purposes of worker's compensation

66.0313 Law enforcement; mutual assistance. (1) In

this section, "law enforcement agency" has the meaning given in s. 165.83 (1) (b).

(2) Upon the request of any law enforcement agency, including county law enforcement agencies as provided in s. 59.28 (2), the law enforcement personnel of any other law enforcement agency may assist the requesting agency within the latter's jurisdiction, notwithstanding any other jurisdictional provision. For purposes of ss. 895.35 and 895.46, law enforcement personnel, while acting in response to a request for assistance, shall be deemed employees of the requesting agency.

(3) The provisions of s. 66.0513 apply to this section.

History: 1999 a. 150 ss. 81, 362, 363; Stats. 1999 s. 66.0313.

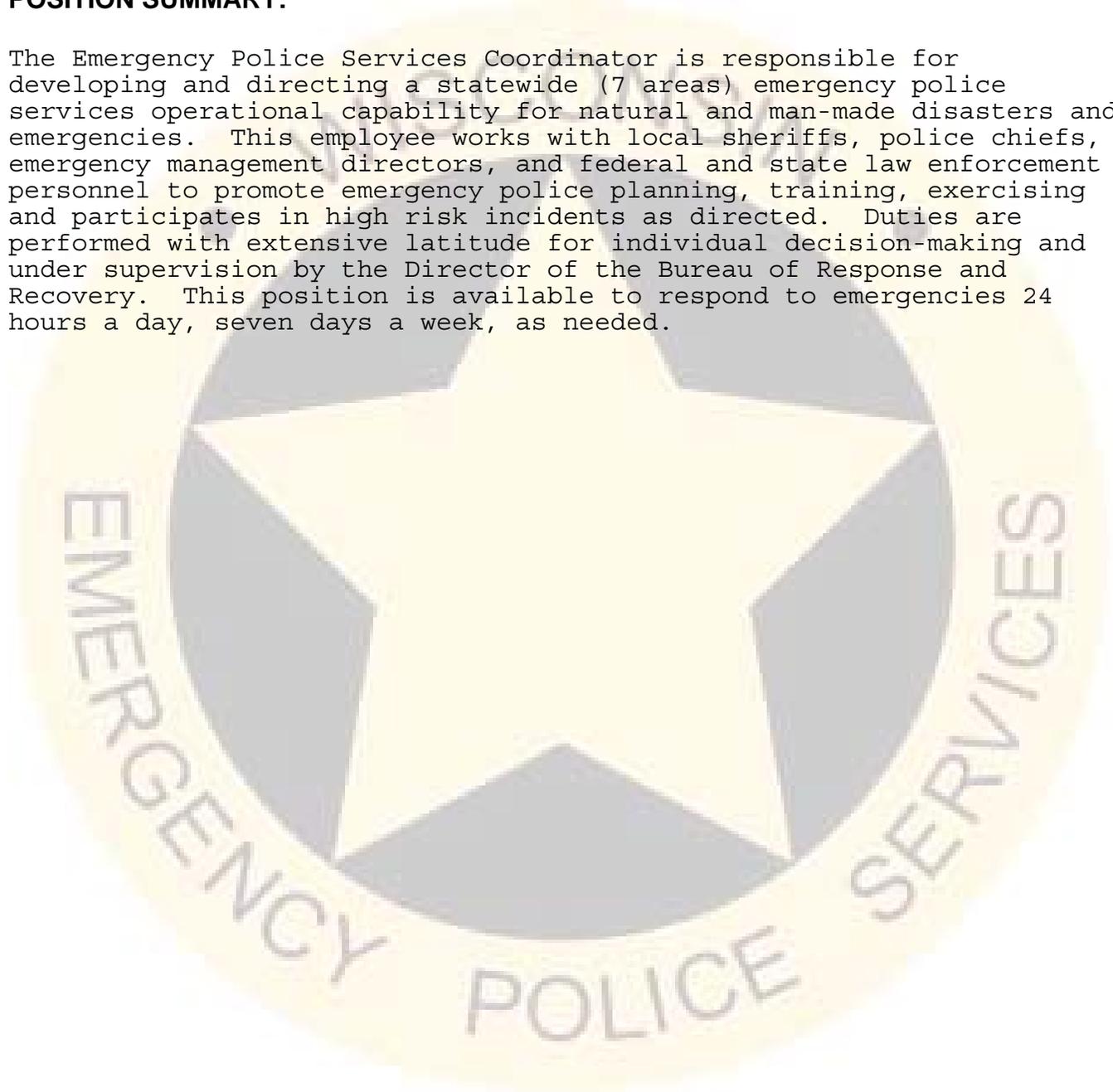
The statutes do not permit the creation of a separate regional law enforcement agency; neither the sheriff nor the county board has power to delegate supervisory or

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law enforcement powers to such an agency. 63 Atty. Gen. 596.
A request for assistance may be implicit. United States v. Mattes, 687
F.2d 1039
(1982).

POSITION SUMMARY:

The Emergency Police Services Coordinator is responsible for developing and directing a statewide (7 areas) emergency police services operational capability for natural and man-made disasters and emergencies. This employee works with local sheriffs, police chiefs, emergency management directors, and federal and state law enforcement personnel to promote emergency police planning, training, exercising and participates in high risk incidents as directed. Duties are performed with extensive latitude for individual decision-making and under supervision by the Director of the Bureau of Response and Recovery. This position is available to respond to emergencies 24 hours a day, seven days a week, as needed.



Emergency Police Services Area Map

