

CRIMINAL HISTORY DATA SHARING BETWEEN THE LOCAL LAW ENFORCEMENT AGENCY AND COURTS

MEMORANDUM OF UNDERSTANDING

Between

NAME OF AGENCY

ASHLAND CITY POLICE DEPARTMENT

And

NAME OF COURT

Cheatham County General Sessions

1. PURPOSE/ AUTHORITY:

The purpose of this Memorandum of Understanding (MOU) is to ensure that Criminal History Information shared between the local law enforcement agency and court follows the correct policy. Pursuant to TCA 40-11-142 (a), After an officer arrests a person but prior to the determination of bail for the arrest offense by the judge or magistrate, the arresting Officer or the Officer's agency must exercise due diligence in determining the existence of any prior arrest or conviction. The result of this investigation must be made a part of the person's law enforcement file.

2. RESPONSIBILITIES:

Law Enforcement Agency

The law enforcement agency will be responsible for running the criminal history using the appropriate purpose code and attention field. The criminal history must be logged accordingly. The LE agency must exercise due diligence in recording secondary dissemination. The criminal history must be kept in the person's law enforcement file.

Court/Magistrate

The criminal history information provided by the law enforcement agency can be viewed but not kept by the Court/Magistrate. Once the review is complete, the criminal history information printout must be returned to the Officer so that it can be placed in the person's law enforcement file.

This agreement is between the law enforcement agency and the court/magistrate for the purpose of TCA 40-11-142 (a). I have reviewed this MOU and in agreement with the signatures below.

Agency Administrator

Mayor

Judge/Magistrate

6/30/2023

Date

Date

6/30/2023

Date