

**DEPARTMENT OF VETERANS AFFAIRS  
POLICE SERVICE  
1101 VETERANS DRIVE  
LEXINGTON, KENTUCKY 40502**

August 6th, 2013

Jim Gray, Mayor, Lexington Fayette Urban County Government  
Donnie Kidd, Supervisory Senior Resident Agent, FBI  
Ronnie Bastin, Chief of Police, Lexington Fayette Urban County Government

Re: Memorandum of Understanding

Dear Mayor Gray:  
Agent Kidd:  
Chief Bastin:

The Federal Bureau of Investigation has primary jurisdiction and is considered the principal law Enforcement agency to conduct major criminal investigations on Department of Veterans Affairs Property. It is also a matter of record that the Lexington Fayette Urban County Government, Division of Police and the Department of Veterans Affairs share concurrent jurisdiction in law enforcement matters.

The FBI shall be notified when, but not limited to, the following major crimes occur on Department of Veterans Affairs controlled property: Homicide, Suicide, unexplained discovery of human remains, Arson, Manslaughter, Assault on a Federal Police Officer, Kidnapping , Extortion, rape, Hostage or Barricade Situation, Theft/Fraud in excess of \$10,000, and when a VA Police Officer is involved in a firearms shooting incident that results in either death or injury.

As the on-site law enforcement agency, life threatening incidents dictate that the VA Police take immediate and judicious actions to resolve criminal acts with necessary actions. In serious cases, should the events dictate, VA Police will secure and protect the affected area or crime scene until the appropriate law enforcement agency assumes the investigation. Preliminary reports will be completed by the VA Police and will be made available to the agency assuming primary jurisdiction.

It is recognized at this time that the Lexington Fayette Urban County Government Division of Police has a rapid response capability for emergency tactical situations and because of this, would be the primary emergency response team in situations that would require such a response. LFUCG Division of Police would assume "on-scene" command of the event with support from the VA Police until such time that FBI resources arrive, at which time on-scene commanders will determine which agency would take command of the situation.

Except for the emergency response teams of the LFUCG Division of Police, the FBI, upon being notified of a major crime on VA property, may determine, through counsel with the U.S. Attorney's Office, that the investigation and prosecution of a case should be referred to the jurisdiction of the LFUCG Division of Police. At that point their agency would be notified for assistance and assume the investigation.