



# GENERAL POLICE ORDER CLEVELAND DIVISION OF POLICE



EFFECTIVE DATE: <b>MARCH 1, 2002</b>	REVISED DATE:	NO. PAGES: <b>1 of 2</b>	NUMBER: <b>4.1.04</b>
SUBJECT: <b>VEHICULAR ASSAULT OFFENSES</b>			
ASSOCIATED MANUAL: <b>ACCIDENT INVESTIGATION UNIT</b>		RELATED ORDERS:	
CHIEF OF POLICE: <i>Edward F. Lohn, Chief</i>			

**PURPOSE:** To set guidelines to investigate and prosecute Ohio Revised Code (ORC); Section 2903.08, Aggravated Vehicular Assault; Vehicular Assault.

**POLICY:** The Cleveland Division of Police shall investigate felony violations to successfully prosecute individuals accused of committing felony crimes.

**PROCEDURES:**

- I. The investigating officers shall determine if there is probable cause to believe an Aggravated Vehicular or Vehicular Assault has occurred. If probable cause exists, the investigating officers shall notify a sector supervisor to respond to the scene.
  
- II. If a sector supervisor determines that an Aggravated Vehicular or Vehicular Assault has not occurred, basic patrol officers shall handle the assignment according to Division procedures.
  - A. When the sector supervisor determines that an Aggravated Vehicular or Vehicular Assault has occurred by a suspect who fled, basic patrol officers shall conduct the preliminary investigation, and complete the necessary reports.
  - B. If proper investigation of the incident requires special equipment or expertise not available, the sector supervisor shall request the Accident Investigation Unit (AIU) to assist.
  
- III. If the sector supervisor decides an Aggravated Vehicular or Vehicular Assault has occurred and a suspect has been arrested, AIU personnel shall conduct the entire investigation. Basic patrol officers shall complete Record Management System (RMS) reports and give the report number to AIU and assist them to:
  - A. Obtain witness information.

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- B. Impound Vehicles.
- C. Transport and Book Prisoners.
- D. Conduct Alcohol/Chemical Tests.
- E. Control Traffic.
- F. Preserve the Crime Scene.
- G. Complete an OH-1 and Form-10 if AIU is not on scene.

**IV. When the operator of a vehicle is arrested for an Aggravated Vehicular or Vehicular Assault, officers shall not cite the operator for moving violations. When intoxication is a factor in the assault :**

- A. Officers shall test the suspect in accordance with Division procedures. They shall give AIU complete Alcohol/Drug Influence Report forms, Administrative License Suspension forms, and other reports they have completed.
  - B. If the suspect requires immediate hospital treatment, officers shall request the suspect submit to a blood test to determine the weight of alcohol in the blood. If the suspect agrees to the test, officers shall request hospital personnel administer it. If they refuse, officers shall note this in their RMS report. Officers shall give AIU complete alcohol/drug influence forms, Administrative License Suspension forms and other reports they have completed.
- V. In an Aggravated or Vehicular Assault, officers shall check the hospital where the victim is treated before the end of their shift, and report the victim's condition in their RMS report.**