

## 801-R-672 LAW ENFORCEMENT OFFICER FOR WORK ZONE SAFETY

(Adopted 11-15-17)

**Description**

This work shall consist of providing a Law Enforcement Officer, LEO, to assist with the safe, efficient, orderly movement of traffic and to enhance worker safety during construction activities.

**Materials**

Materials shall be in accordance with 801.02 and as described herein.

**Construction Requirements**

Traffic Control and work zone safety shall be in accordance with 801.

Some uses for the LEO may include providing a presence during: set up; tear down; substantial traffic shifts; or when new lane closure arrangements are initiated for long term lane closures or shifts, for the first and last day of major changes in traffic control set up. Other unique project uses, including queue protection, may be specified so that overall worker and motorist safety is enhanced. Use of a LEO by the Contractor other than the uses specified will not be allowed at project cost without the prior approval of the Engineer. The LEO shall not be used where the MUTCD specifies that flaggers shall be used.

**Equipment**

Any LEO shall have a fully marked police vehicle with emergency flashing lights and complete markings of the appropriate law enforcement agency. The fully marked police vehicle shall be equipped with an 800 MHz radio/portable radio that contains the local and statewide mutual aid channels within the area the LEO is working.

The Contractor shall establish direct communication with the LEO prior to the start of their shift. The method of communication shall be at the discretion of the Contractor and may include the exchange of mobile telephone numbers or dedicated communication devices, such as mobile phones and walkie talkies. Dedicated communication devices shall be returned to the Contractor at the end of the LEO's shift.

**Personnel**

The LEO shall be in full police uniform and shall be a graduate of the Indiana Law Enforcement Academy.

In accordance with IC 8-23-2-15(b), the duties of a police officer hired under this special provision shall:

- (1) Be limited to those duties that the police officer normally performs while on active duty; and
- (2) Not include the duties of a
  - a. Flagman; or
  - b. Security Officer.

When outside the vehicle, the LEO shall wear the correct ANSI certified high-visibility safety apparel provided by their department.

**Operation**

The Contractor shall be responsible for securing the services of the LEO with the appropriate agency and communicating the intentions of the plans with respect to duties of the LEO.

The Contractor and the LEO shall follow the standards for placement of LEO in work zones set forth by the NCHRP Report 746. Prior to beginning work on a contract, the LEO shall certify completion of the following National Highway Institute web based training:

Safe and Effective Use of Law Enforcement in Work Zones.  
FHWA-NHI-133119. Accessible at:

[http://ops.fhwa.dot.gov/wz/traffic\\_mgmt/wzsm.htm](http://ops.fhwa.dot.gov/wz/traffic_mgmt/wzsm.htm)

At least one representative from the Contractor, who has also completed this training, shall be onsite whenever a LEO is present. The LEO, the Contractor, and the Engineer are required to review and agree to adhere to the requirements contained in 801-R-672A GUIDELINES FOR LAW ENFORCEMENT OFFICERS WHEN WORKING IN INDOT WORK ZONE, prior to beginning construction activities.

The Contractor shall be responsible for the LEO's duties and placement, and shall inform the Engineer of any issues that may arise. Duties and placement of the LEO are subject to approval by the Engineer.

The LEO shall report to the Contractor prior to the start of the shift, in order to receive instructions regarding specific work assignments. The LEO shall stay at the project site for the entire duration of their shift and report to the Contractor at the end of the shift. If the LEO has completed the duties described above and still has time remaining on their shift, the LEO may be asked to patrol through the work zone, with flashing lights off, or be placed at a location to deter motorists from speeding or following too closely. When necessary to leave the project site, the LEO shall first notify the Contractor. The Contractor shall then notify the appropriate Department personnel.

All LEOs shall follow the procedures for infraction and ordinance violation enforcement established by IC 9-21-5-11 while working within the work zone, such as issuing citations for infractions or detaining individuals in violation of traffic laws when and where appropriate.

The LEOs shall not forgo their traffic control responsibilities to apprehend motorists for routine traffic violations, except that enforcement action is encouraged as a mechanism to enhance motorist compliance and increase driver awareness. However, if a motorist's actions are considered to be reckless or endangering to the workers or to the motoring public, then pursuit of the motorist is appropriate. LEOs shall also provide a response to any incident or situation that involves public safety near or within the project limits to ensure the safety of the parties involved, and the motoring public.

**Method of Measurement**

Law enforcement officer for work zone safety will be measured by the number of hours during the phase or phases of traffic control that

require the LEO's presence. Each portion of an hour will be measured as a whole hour.

If a LEO is directed by their agency to respond to a situation that is not related to the contract, the time involved in responding to that situation will not be measured for payment.

**Basis of Payment**

Law enforcement officers will be paid for at the contract unit price of \$34 per hour.

Payment will be made under:

<b>Pay Item</b>	<b>Pay Unit Symbol</b>
Law Enforcement Officer.....	HR

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