

Warrant-Less Arrest

Vampire Squad Training Bulletin

Written by Officer C. Mason

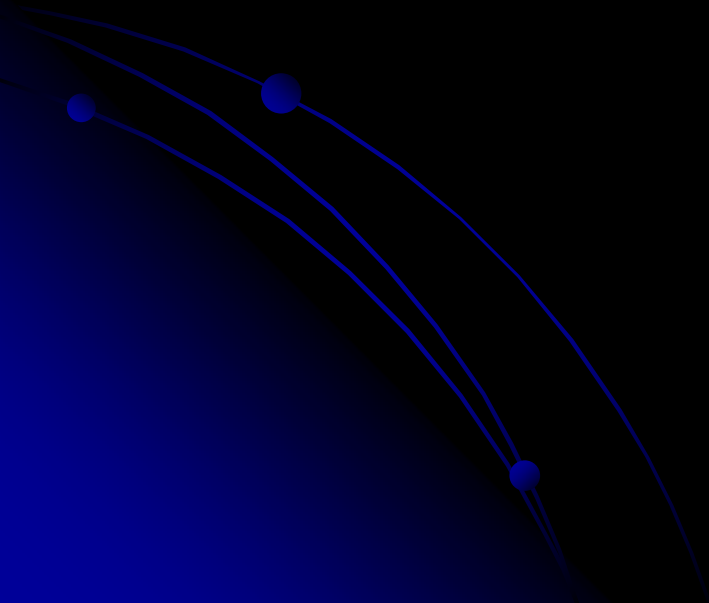


An arrest may be made by an officer, without a warrant, in the following instances:

- If a *Felony* or *Misdemeanor* or *violation of a municipal or county ordinance* is committed in the officer's presence.
- If a felony has been committed, not in officers presence, and the officer "reasonably believes" the offender committed it.
- If the officer "reasonably believes" a felony has been or is being committed and the person to be arrested has committed or is committing it.

An arrest may be made by an officer, without a warrant, in the following instances:

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- A warrant for arrest has been issued and is in possession of another officer.
 - A violation of Chapter 316 (Uniform Traffic Control) laws has been committed in the presence of the officer.
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There is probable cause to believe that: (Misdemeanor Exceptions)

- The person has knowingly committed a criminal act in violation of an injunction for protection. (FSS 741.30 or FSS 784.046)
- The person has committed a battery. (FSS 784.03)
- The person has committed an act of domestic violence. (FSS 741.28)
- The person has committed an act of retail or farm theft. (FSS 812.015)

There is probable cause to believe that: (Misdemeanor Exceptions)

- The person, as the driver of a vehicle involved in a crash, has committed an offense under Chapters 316 or 322 in connection with a crash.
- The person is carrying a concealed weapon (FSS 790.01 & 790.02)
- The person is guilty of disorderly conduct on the premises of an establishment (FSS 509.143)
- The person has stolen personal property of a public lodging establishment or public food service establishment (FSS 509.162)

There is probable cause to believe that: (Misdemeanor Exceptions)

- The person has trespassed on the grounds of a school facility (FSS 810.097)
- The person has possession of an amount of cannabis less than 20 grams (FSS 893.13(6)(b) and (d))
- The person has committed the offense of stalking (FSS 784.048)
- The person has committed the offense of transit fare evasion (FSS 812.015(4))

There is probable cause to believe that: (Misdemeanor Exceptions)

- The person has contributed to the delinquency or dependency of a minor (FSS 827.04(1), (2))
- The person has committed the offense of criminal mischief or graffiti-related offenses (FSS 806.13)
- The person has in his/her possession a firearm or ammunition when the person is subject to an injunction for domestic violence (FSS 790.233)

There is probable cause to believe that: (Misdemeanor Exceptions)

- The person has trespassed in any retail establishment, farm land, or mass transit vehicle as described in FSS 812.015.
- A misdemeanor has been committed, based upon an affidavit from a LEO of the Federal Government.
- A felony was committed on state military property or a misdemeanor was committed in the presence of a law enforcement officer of the Florida National Guard.