



County of Santa Clara's Office of the Sheriff Employee's Report on Citation Release Denial

TO: Administrative Booking/Classification	LOCATION: Main Jail
Date: _____ Time: _____	CEN: _____
Arrestee Name: _____	Charges: _____

NOTE: This Policy applies to all Misdemeanor Arrests. EXCLUDED are prisoners booked on a Felony, a Commitment, Civil Contempt, Remand or "No Bail," Court Order. DEFERRED for Citation will be the Misdemeanor-charged who are not: a). Sober; b). Able to identify or care for themselves; c). Willing to sign a Promise to Appear.

All MISDEMEANOR CHARGED arrestees shall be released with a citation unless:

- 1). The arrestee continues to be unidentifiable.
- 2). The arrestee demands to be taken before a magistrate or persists in refusing to sign a Promise to Appear in court form (Citation).
- 3). The arrestee was arrested and released for a similar charge, other than PC647(f) or H&S11550, in the **previous 24 hours**, or there is a reasonable likelihood that the offense(s) will continue or resume, or that the safety of persons or property will be imminently endangered by the release of the arrestee. (Arresting officer must specify on Affidavit Re Probable Cause and on this report)
- 4). The offense involves violence, firearms or resisting arrest and within the **previous 12 months**, has a pending case or conviction for violence or firearms, or resisting arrest violations.
- 5). VC23152, **previous 12 months**, has a pending case for driving under the influence or within the **previous 5 years** and has a conviction for the same offense.
- 6). The arrestee is being charged with PC166.4 or PC273.6 (violation of a protective order involving domestic violence) unless the arresting officer determines there is no likelihood of recurrence. (Arresting officer must specify on Affidavit Re Probable Cause and on this report)
- 7). The offense involves domestic violence, specifically PC273.5 or PC243 (e) (l).
- 8). The arrestee is charged with a probation violation, PC1203.2 (a) or PC1203.2 (b).

The arrest is on an Arrest/Bench WARRANT involving:	Total Warrant Bail:
<input type="checkbox"/> 9). Violence, firearms resisting arrest or three (3) or more failures to appear in the previous three (3 years)years.	
<input type="checkbox"/> 10). A "No Citation" court order issued after September 18, 1989.	
<input type="checkbox"/> 11). A "No Bail" court order.	
<input type="checkbox"/> 12). A bail amount of \$15,000 or more, unless the warrant is from another county that states "Cite and Release."	

This Misdemeanor-Charged case is rejected for citation release due to: (1 – 12)	Reject #: _____
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REMARKS:

Supervisor approving & badge #	Employee reporting & badge #	Date / Time
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WHITE COPY: BOOKING JACKET PINK COPY: CLASSIFICATION