



GENERAL POLICE ORDER CLEVELAND DIVISION OF POLICE



EFFECTIVE DATE: MARCH 1, 2002	REVISED DATE:	NO. PAGES: 1 of 2	NUMBER: 3.4.04
SUBJECT: DISORDERLY CONDUCT INTOXICATION (DCI) ARRESTS			
ASSOCIATED MANUAL:		RELATED ORDERS:	
CHIEF OF POLICE: <i>Edward F. Lohn, Chief</i>			

PURPOSE: To provide Division guidelines for Minor Misdemeanor Citation forms (MMC) in Disorderly Conduct Intoxication (DCI) arrests.

POLICY: The Cleveland Division of Police shall use the Minor Misdemeanor Citation form as the affidavit and complaint to effect an arrest for a **non-traffic** minor misdemeanor offense.

DEFINITIONS:

Disorderly Conduct – Section 605.03(a) of the Codified Ordinances, a minor misdemeanor.

Disorderly Conduct Intoxication – Section 605.03(b) of the Codified Ordinances, a minor misdemeanor.

Aggravated Disorderly Conduct – Sections 605.03(a) and (b) of the Codified Ordinances, a misdemeanor of the first degree.

PROCEDURES:

- I. A citation shall be issued for the commission of a minor misdemeanor offense unless one of the following apply:
 - A. The offender requires medical care or is unable to provide for their own safety.
 - B. The offender cannot or will not provide satisfactory evidence of his identity.
 - C. The offender refuses to sign the citation.

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- D. The offender was previously cited for the same offense and failed to appear in court or pay the required waiver.
- E. The offender refuses to comply with a reasonable request to desist, which constitutes an Aggravated Disorderly Conduct. **(Arrests for Aggravated Disorderly Conduct are handled in accord with established Division procedures for misdemeanor arrests. In such cases, the arresting officer shall submit a Records Management System (RMS) report and timely consult with a municipal prosecutor.)**

II. To Complete the MMC in DCI Arrests:

- A. The MMC serves as the arresting officer's affidavit and complaint. Neither an RMS report nor a prosecutor's consultation is required in these cases.
- B. When issued, the MMC shall be completed in its entirety. The "Description of Offense" section is particularly important and shall be completed as follows:
 - 1. Provide a detailed description of the offense.
 - 2. Enter the appropriate arrest exception contained in Section I of this order.
- C. In the spaces provided for the defendant's signature and date, enter "BOOKED AT ___ # ___ DISTRICT."