
	MESQUITE POLICE DEPARTMENT
	218.00 ARREST AUTHORIZATION
	Effective Date: August, 2011
	Approved: _____  Chief of Police

- I. Except as provided herein, each officer of the Mesquite Police Department who arrests and books any individual into the Mesquite City Jail shall ensure the arrest and book-in are authorized by a supervisor in accordance with this order. It is the responsibility of each arresting and transporting officer to ensure that all pertinent facts regarding the arrest and the arrestee are made known to the authorizing supervisor.
- II. Supervisory authorizations shall be based on a review of the facts justifying the arrest. The supervisor shall ensure that each arrest is supported by:
 - A. probable cause,
 - B. elements of offense,
 - C. statutory authority to arrest,
 - D. admissibility of any evidence which is essential to the case.

The appropriateness of these items may be presumed by the supervisor where the arrest is based on an arrest warrant which is valid on its face. Appropriateness of any charges unsupported by a warrant remain subject to review and authorization.
- III. Supervisory authorization shall also include an evaluation of the physical and mental condition of the prisoner. The supervisor shall ensure that appropriate action is taken in regard to any prisoner who appears:
 - A. Ill
 - B. Injured
 - C. Mentally Incompetent
 - D. Potentially Suicidal
 - E. Violent
- IV. It is the responsibility of the arresting officer to ensure the notification of the designated arrest authorization supervisor of the fact of an arrest in a timely manner, so as to permit arrest authorization at the book-in facility without unnecessary delay.
- V. Supervisory responsibility for arrest authorizations will be affixed according to the following schedule:
 - A. The on-duty Station Sergeant.
 - B. A designated Patrol Sergeant: The Watch Commander shall designate an on-duty Patrol Sergeant for arrest authorization duty.
 - C. Another on-duty Patrol Sergeant: Should the designated Sergeant be unavoidably committed to other police business when an arrest authorization is required, an available on-duty Patrol Sergeant may be summoned to review an arrest.
 - D. The Watch Commander: Should all on-duty Patrol Sergeants be unavoidably committed to other police business when an arrest authorization is required, the Watch Commander may be summoned to review an arrest.
 - E. Other Police Supervisor: Should all on-duty Patrol Sergeants and the on-duty Watch Commander be unavoidably committed to other police business when an arrest authorization is required, any available on-duty police supervisor may be summoned to review an arrest.
 - F. Deferred Authorization: Should all on-duty police supervisors be unavoidably committed to other police business when an arrest authorization is required, the authorization may be deferred until a supervisor becomes available. The arrestee may be detained in the holding cell pending such arrest authorization, and shall be released upon posting of

bond, presentation of a writ, or other valid release or transfer procedure. Until arrest authorization is made, Detention personnel will visually observe prisoners being kept in the holding cell no less than every 15 minutes.

- G. Nothing in this order shall prohibit the authorization of an arrest based on a telephone conversation between the arresting officer and the arrest authorization supervisor, followed by a timely personal evaluation of the prisoner by the arrest authorization supervisor, where the supervisor is unavoidably committed to other police business.
- VI. The authorizing supervisor shall indicate arrest authorization by his signature in the appropriate blank on the arrest report.
- VII. No employee of the department shall add any charge to a prisoner's arrest record without the notification and approval of the on-duty arrest authorization supervisor.
- VIII. Arrest authorization decisions made by the designated arrest authorization supervisor shall be final and may not be circumvented by another supervisor of equal rank. Such decisions may, of course, be reviewed through the chain of command.

EFFECTIVE: June, 1987; REVISED: September, 1990; FORMERLY: C/87-73; FORMERLY: 220.00; REVISED: January, 1996; REVISED: March, 1997; FORMERLY: 219.00; REVISED: August, 2011