



DATE: 2022-12-09
TIME: 10:21:23
SER#: 42304245

FINEST MESSAGE

General Administrative Information

TO: ALL COMMANDS

RE: NEW PATROL GUIDE PROCEDURE NUMBERS 208-22, "PERFORMING LOCAL, STATE AND FEDERAL WARRANT CHECKS" AND 208-23, "COMPUTERIZED INVESTIGATION CARD SYSTEM"

ON OCTOBER 26, 2022, THE DEPARTMENT ISSUED NEW PATROL GUIDE PROCEDURE NUMBERS 208-22 AND 208-23 RELATED TO WARRANT CHECKS AND INVESTIGATION CARDS. THESE PROCEDURES INFORM MEMBERS OF SERVICE THAT A PERSON MAY NOT BE DETAINED WHILE A SEARCH FOR A WARRANT OR INVESTIGATION CARD IS CONDUCTED UNLESS REASONABLE SUSPICION THAT THE PERSON WAS COMMITTING, COMMITTED OR IS ABOUT TO COMMIT A FELONY OR PENAL LAW MISDEMEANOR, OR THERE IS PROBABLE CAUSE THAT THE PERSON COMMITTED A CRIME, VIOLATION, OR TRAFFIC INFRACTION. ONCE REASONABLE SUSPICION IS ESTABLISHED, THE SUSPECT MAY ONLY BE DETAINED AS LONG AS NECESSARY TO CONFIRM OR DISPEL SUSPICION. THE AUTHORITY TO DETAIN A SUSPECT ENDS WHEN THE TASK RELATED TO THE REASON(S) FOR THE STOP ARE COMPLETED OR REASONABLY SHOULD HAVE BEEN COMPLETED, AND THAT PERSON MAY NO LONGER BE DETAINED FOR THE PURPOSE OF SEARCHING FOR A WARRANT OR INVESTIGATION CARD.

PLEASE REFER TO PATROL GUIDE PROCEDURE 212-21, "INVESTIGATIVE ENCOUNTERS: REQUESTS FOR INFORMATION, COMMON LAW RIGHT OF INQUIRY AND LEVEL 3 STOPS" WHEN DETAINING INDIVIDUALS.

QUESTIONS ABOUT THESE PATROL GUIDE PROCEDURES MAY BE DIRECTED TO THE LEGAL BUREAU AT (646) 610-5400, MONDAY THROUGH FRIDAY, 0700 - 2300 HOURS. AT ALL OTHER TIMES, AN ON-CALL ATTORNEY MAY BE REACHED VIA THE OPERATIONS DIVISION. COMMANDING OFFICERS WILL ENSURE THAT MEMBERS OF THEIR COMMANDS ARE APPRAISED OF THE CONTENTS OF THIS MESSAGE. ADDITIONALLY, THIS MESSAGE IS TO BE READ AT ROLL CALL AT EVERY COMMAND FOR 10 CONSECUTIVE DAYS. A SUBSEQUENT FINEST MESSAGE WILL DIRECT THAT THE CONTENTS OF THIS MESSAGE BE READ FOR AN ADDITIONAL FIVE CONSECUTIVE DAYS.

AUTHORITY: ACTING DEPUTY COMMISSIONER, LEGAL MATTERS
OPERATOR: DET SMERTIUK
LOG #S: OCD 2022-5625, DCLM 1024/2022, PALS 2022-707
APRT

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