

**Gainesville Police Department General Order 1.3 Arrests:**

1) A civil citation may be used for the following violations of the City Ordinance:

- (a) Open Container
- (b) Public Urination
- (c) Certain Noise Violations

2) In general, a civil citation should be issued as opposed to a Notice to Appear or physical arrest for violations of the City Ordinance, specifically open container violations. The following is a list of guidelines to issue a civil citation in lieu of a criminal charge/Notice to Appear:

- (a) No related criminal offense.
- (b) No order maintenance or crowd management issues associated with violation.
- (c) Offender has valid identification, his/her identity is known to officer or is verifiable thru DAVID.
- (d) Offender does not have a prior history of failure to appear.

3) A civil citation will **NOT** be used if:

- (a) Offender is aggressive or hostile towards officers or citizens.
- (b) Offender attempts to conceal or destroy evidence of the violation or other criminal act.
- (c) Offender takes flight or attempts to evade detainment.
- (d) Related criminal offenses such as trespass, possession of alcohol by a person under 21, narcotics, etc.
- (e) Offender has received an open container citation within the preceding year.
- (f) Refusal to sign civil citation.