

IC 12-23-15

Chapter 15. Citations for Public Intoxication

IC 12-23-15-1

Arrest for public intoxication; options available

Sec. 1. A police officer or peace officer making an arrest for public intoxication may do the following:

(1) If an individual is unmanageable or is causing damage to the individual or others, take the individual into custody for criminal processing in the city lock-up or county jail.

(2) If an individual is manageable and not causing damage to the individual or others, issue a citation and do either of the following:

(A) If within reasonable proximity, take the individual to any of the following:

(i) The individual's home.

(ii) The home of a relative of the individual.

(iii) A responsible person who is competent and willing to provide care, assistance, and treatment.

(B) Take the individual to an approved public or private treatment facility or to the city lock-up or county jail if no facility is available.

As added by P.L.2-1992, SEC.17.

IC 12-23-15-2

Individuals taken to city lock-up or county jail; evaluation of nonalcoholic factors contributing to intoxicated appearance

Sec. 2. An individual to be taken to the city lock-up or county jail shall be evaluated at the earliest possible time for nonalcoholic factors that may be contributing to the appearance of intoxication.

As added by P.L.2-1992, SEC.17.

IC 12-23-15-3

Form and contents of citation

Sec. 3. A citation written for the purpose of the offense of public intoxication must contain the following:

(1) The name of the individual arrested.

(2) The place where arrested.

(3) The name of the arresting officer.

(4) The time of arrest.

(5) The time and place for trial.

(6) Any other pertinent information thought necessary by the enforcement agency under whose jurisdiction the intoxicated individual was arrested.

As added by P.L.2-1992, SEC.17.