

CERTIFICATE OF NONRELEASE--FORM LE-85
(February 2002)

9463

Misdemeanor arrests normally result in the issuance of an LE-33. There are, however, times when the arresting officer may have good reason to make a custodial arrest of the offender. PC 853.6(i) sets forth conditions for which the officer may elect to do this.

When a custodial arrest for misdemeanor becomes necessary, PC 853.6 requires that an LE-85 be filed with the arresting agency. Copies go to the jailer and to any person authorized by law to release the subject from custody before trial.

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