

WOLFEBORO POLICE DEPARTMENT

SOP 4.16

Date Issued: 12/27/2019

Review: 03/05/2021

[Note: This written directive is for the internal governance of the Wolfeboro Police Department and, as provided by RSA 516:36, is not intended and should not be interpreted to establish a higher standard of care in any civil or criminal action than would otherwise be applicable under existing law.]

By Order of:
Dean J. Rondeau, Chief of Police

VEHICLE SEARCHES

Policy To protect the individual rights defined by the Constitution & to conduct a thorough inventory of all vehicles taken into the lawful custody of this department.

Purpose The purpose of the directive is to cover:
Vehicle Searches Attorney General Manual

State v. Sterndale The NH Supreme Court does not recognize an automobile exception to the search warrant.

Search Procedures Officers shall follow these standards:

Warrant	Shall be obtained at all times, unless consent given, or imminent danger to life or public safety
No warrant No consent	Probable cause and exigent circumstances must be present - need for immediate action and a risk that the delay in obtaining a warrant will present a substantial threat of imminent danger to life or public safety
No warrant with consent	Consent form should be signed Vehicle can be searched

Forms Consent form – turned in at end of tour and attached to report.