

"Keep Orlando a safe city by reducing crime and maintaining livable neighborhoods."

**ORLANDO POLICE DEPARTMENT POLICY AND PROCEDURE
2305.6, TRAFFIC, DUI AND BOATING CITATIONS,
AND ELECTRONIC CITATIONS**

EFFECTIVE:	12/10/2020
RESCINDS:	2305.5
DISTRIBUTION:	ALL EMPLOYEES
REVIEW RESPONSIBILITY:	TRAFFIC ENFORCEMENT SECTION COMMANDER
ACCREDITATION CHAPTERS:	26
CHIEF OF POLICE:	ORLANDO ROLÓN

CONTENTS:

1. RESPONSIBILITY
2. STORAGE AND ISSUANCE OF CITATION BOOKS AND ELECTRONIC CITATIONS
3. ACCOUNTABILITY
4. COLLECTION OF COMPLETED CITATIONS
5. PROCESSING OF COMPLETED CITATIONS
6. INCORRECT CITATIONS
7. LOST OR STOLEN CITATIONS
8. VOIDED CITATIONS
9. AMENDED/DISMISSED CITATIONS
10. UNUSED/OUTDATED CITATIONS
11. SEIZED TAGS
12. AUDITING

POLICY:

It is the policy of the Orlando Police Department to ensure that all citations are processed in compliance with Florida Statutes and procedures established by the Orange County Traffic Court and the Department of Highway Safety and Motor Vehicles.

This policy establishes guidelines for the preparation, processing, and maintenance of traffic, parking, DUI, and boating citations received from the Department of Highway Safety and Motor Vehicles (DHSMV) for use by the Orlando Police Department. This policy also establishes guidelines for preparation and processing of parking violation warnings.

PROCEDURES:

1. RESPONSIBILITY

Agency records pertaining to the issuance, accounting, processing, and management of traffic/DUI/boating citations shall be the responsibility of the Traffic Citation Unit.

2. STORAGE AND ISSUANCE OF CITATION BOOKS AND ELECTRONIC CITATIONS

Traffic, Boating and DUI citation books are stored at the back window in the OPD Quartermaster Unit and kept in a locked cabinet accessible to only OPD Quartermaster Unit employees or the watch commanders. (34.08c) The citation books are issued by on-duty Quartermaster Unit personnel from 0500 to 2100 hours; from 2100 hours to 0500 hours, the watch commander will be responsible for issuing them. The Quartermaster Unit shall ensure that there is an adequate supply on hand of all citation books. (34.08a) Electronic citations are issued by the Electronic Citation Coordinator or their designee through the Special Operations Division.

3. ACCOUNTABILITY

Each traffic citation book is comprised of 25 individual citations (DUI has 10 and boating has 20), which are in sequential, alphanumeric order. Citation books also contain a receipt, which corresponds to the numerical sequence of numbers inherent to each book. Employees issued a traffic or DUI citation book shall sign the receipt located in the front of the book and turn it in to the Quartermaster Unit clerk. Employees issued a boating citation book shall sign and return the receipt to the Marine Patrol Unit sergeant who will forward it to the Traffic Citation Specialist in the Records Management Section. The Traffic Citation Specialist retrieves the traffic and DUI citation book receipts on a daily basis from the Quartermaster Unit.

Receipt information, which includes the receipt number, employee ID number, date citation book was issued, and the beginning citation number, is then entered into the Department's database. Receipts are subsequently stored for possible future reference. The data entry program automatically closes out each citation book when the 25th entry is made for traffic citations, the 10th entry for DUI citations, and the 20th entry for boating citations.

Electronic citations are issued in blocks of 200 in a sequential, alphanumeric order. A log maintaining the numbers issued to each officer, which will include a control number, will be maintained by the Electronic Citation Coordinator. This log will be submitted to the Traffic Citation Specialist for entry.

If an officer makes an arrest and a criminal traffic citation is issued, a legible copy of the citation must be made and submitted to the officer's supervisor. The supervisor will review the citation and place it into the traffic citation drop box.

If an electronic citation is used for a criminal citation where a physical arrest is made, a printed copy of the citation will be left at the Booking and Release Center (BRC). In addition, the officer shall send an e-mail to orlandopolicecitations@cityoforlando.net, indicating that an arrest was made using ticket number and include the defendant's name.

When a citation for a non-criminal traffic offense is not issued to the violator on-scene, the yellow copy of the citation must be mailed to the violator by the issuing officer or CSO. The issuing authority shall complete the Civil Infraction Notification Form (Attachment A) and mail it, along with the yellow copy of the citation, to the violator. The white copy of the Civil Infraction Notification Form and the citation will be forwarded to the Traffic Citation Specialist.

When a citation for a criminal traffic offense is not issued to the violator on-scene, the yellow copy of the citation must be mailed to the violator by the issuing officer or CSO. The issuing authority shall complete the Criminal Violation Notification Form (Attachment B) and mail it, along with the yellow copy of the citation, to the violator. The white copy of the Criminal Violation Notification Form and the citation will be forwarded to the Traffic Citation Specialist.

The Traffic Citation Specialist is responsible for the storage of traffic, DUI, and boating citation book receipts, transmittals, and all voided citations. These records are secured in locked storage cabinets adjacent to the Records Unit. (34.08c)

4. COLLECTION OF COMPLETED CITATIONS

Completed citations shall be placed in designated locked receptacles located at the substations, the ground floor Patrol area at OPH, and in the Special Operations Division office at OPH. The OPD Quartermaster couriers shall retrieve the completed citations from the locked receptacles located at the substations on normal business days and deposit them into the locked receptacle located in the ground floor Patrol area at OPH. The citations will be collected by the Traffic Citation Specialist during normal business hours Monday through Friday, from designated, locked receptacles located in the Patrol area and Special Operations Division office at OPH. (34.08b,c) Completed Boating Safety Inspection forms shall be turned in to the Marine Patrol Unit sergeant.

5. PROCESSING OF COMPLETED CITATIONS

Once collected, traffic, electronic, DUI and boating citations are entered into the Department's database. The following fields for data entry are captured: citation number; officer ID number; date citation was issued; name of individual receiving the citation; recipient's date of birth; recipient's address; recipient's ethnicity (for seatbelt and wireless communications violations only); recipient's race, sex, date of birth, and driver license number, location of citation issued; aggressive driving (if applicable); state statute; case number if available and jail code (if applicable). Search capabilities also exist within these parameters. Upon completion of data entry, a computer-generated transmittal of all processed citations is printed.

The traffic citation transmittal and corresponding citations are picked up daily by a courier from the Orange County Traffic Court. After verification by the court, a validated copy of the transmittal is returned to the Department. The validated copy of the transmittal, along with a copy of each citation, is kept for the Department's records by the Traffic Citation Specialist for one year.

The DUI arrest package, and copies of the citations are forwarded to the local Bureau of Administrative Review office. The blue copies are kept for the Department's records by the Traffic Citation Specialist for one year.

The boating citation transmittal and corresponding citations are forwarded to the Clerk of the County Court. After verification by the court, the validated copy of the transmittal is returned to the Department. The validated copy of the transmittal along with the blue copies of the citation are kept for the Department's records by the Traffic Citation Specialist for one year. A copy of the validated transmittal is then forwarded by the Traffic Citation Specialist to the Department of Fish and Wildlife in Tallahassee, FL. Boating Safety Inspection forms are returned to the Marine Patrol Unit sergeant and filed in the Special Operations Division.

6. INCORRECT CITATIONS

When citations are submitted with errors, the Traffic Citation Specialist will attach the incorrect citation to a "Citation Correction Notice" and forward it to the employee's immediate supervisor. Once the corrected citation is returned, the notice is disposed of in accordance with state records retention procedures. The Traffic Citation Specialist will then process the citation.

When electronic citations are submitted with errors, the Traffic Citation Specialist will e-mail the officer and their supervisor requesting the error be corrected. The officer will edit the citation on their computer and resubmit the citation electronically. The officer will e-mail the Traffic Citation Specialist advising that the citation was corrected.

An officer may edit a citation and resubmit as long as the citation has not been submitted to the Clerk of the Court. If the citation has been submitted to the Clerk of the Court, the officer must contact the Clerk of the Court as outlined in the Traffic Manual.

7. LOST OR STOLEN CITATIONS

Citations issued to employees and are subsequently lost or stolen shall be reported as soon as feasibly possible, via notarized written statement, to the Traffic Citation Specialist. The statement shall include all information regarding the circumstances of the citations in question. The Traffic Citation Specialist shall retain the statement for future reference.

8. VOIDED CITATIONS

Voided citations shall be submitted to the Traffic Citation Specialist for processing. Each voided traffic citation turned in to the Traffic Citation Specialist must have the employee's signature and employee number, and his or her supervisor's signature, employee number, and reason for voiding the citation. In addition, no voided traffic citations will be accepted unless either all copies of the citation are attached, no matter which type of citation system is used, or a memorandum approved by the employee's section commander is submitted explaining why some of the copies are missing. This procedure applies to only those citations (e.g., incorrect entries) that have not yet been issued to a violator. As indicated in the DHSMV Uniform Traffic Citation Forms and Procedures Manual, once a citation is issued to a violator, it may not be voided by the employee. Additionally, employees should not indicate on a citation that it has been "dismissed" or "nolle prosequi." These are court actions taken by a judge or a hearing officer and are not within the officer's scope of authority to determine.

In order to void an electronic citation, the officer shall print a copy and submit as described above and e-mail orlandopolicecitations@orlando.gov indicating that the citation should be voided. The officer shall also notify the DUI sergeant or a sergeant from the Traffic Enforcement Section so they can void the citation in the E Ticketing folder in the N Drive.

Any request for the return of a citation from the Traffic Citation Specialist that has already been issued to a violator must be accompanied by a memorandum from the employee's section commander explaining the reason and authorizing the return. The previously-mentioned procedures for submission will apply. The Traffic Citation Specialist shall data enter all voided citations. Upon completion of data entry, a computer-generated transmittal is printed and kept for the Department's records. A copy of the transmittal shall also be forwarded to the Orange County Traffic Court. The voided citations shall be retained by the Traffic Citation Specialist for future reference.

9. AMENDED/DISMISSED CITATIONS

Amended and dismissed citations are under the jurisdiction of the Orange County Traffic Court. Officers dismissing a Uniform Traffic Citation will need to complete the Citation Dismissal Form (Attachment C), which shall be reviewed and endorsed by their supervisor. Once the form is completed it will be turned in to the Traffic Citation Unit drop box in the ground floor Patrol area or SOD. The Citation Specialist will forward the forms to Traffic Court for processing and review by a Traffic Court Judge/Hearing Officer. Traffic court personnel will fill in the name of the assigned judge/hearing officer.

10. UNUSED/OUTDATED CITATIONS

Employees who are in possession of citations that have been deemed outdated by the Department of Highway Safety and Motor Vehicles shall turn them in to the Traffic Citation Specialist. All outdated citations will be stored in alphanumeric order for accounting purposes. Employees in possession of unused citations who are leaving the employment of the Department shall turn them in to the Traffic Citation Specialist. The Traffic Citation Specialist shall attach an amended receipt to the citation book and forward it to the Quartermaster Unit for reissue. (34.08b) Electronic citations will be returned to the specific units' Electronic Citation Coordinator, via email, in alphanumeric order so they may be accounted for and reissued.

11. SEIZED TAGS

Seized tags that were attached and assigned to a vehicle are forwarded to the Traffic Citation Specialist along with a copy of the citation (if an electronic citation was used, print a copy) and the FR Suspension, Seize Tag Form (Attachment D). Citation information (citation number, tag number, date seized, and owner's name and address) is entered into the Department's database by the Traffic Citation Specialist. A copy of each citation, is forwarded to the Department of Highway Safety and Motor Vehicles, along with the seized tag and associated documents. A copy of

the transmittal is forwarded to the Property and Evidence Section and a copy is also retained by the Traffic Citation Specialist.

If the owner of a seized tag comes to the Department for the purpose of reclaiming his or her tag, and the tag and corresponding paperwork have not been processed, the Traffic Citation Specialist may release the tag to the owner upon receipt of a final disposition order generated by the county courts. The order must indicate that at the time the tag was seized, the owner was in compliance with all state motor vehicle laws. If the tag and associated paperwork have already been processed, the Traffic Citation Specialist shall direct the individual to proceed to the Winter Park Driver's License office.

12. AUDITING

Audits of all citations are periodically conducted by a representative of the Department of Highway Safety and Motor Vehicles.

Periodic internal audits of citations shall be conducted by the Staff Inspections Unit.

2305.6 P&P

ATTACHMENT A



CITY OF ORLANDO

POLICE DEPARTMENT



Civil Infraction Notification

DATE: _____

NAME: _____

ADDRESS: _____

This letter is to advise you that on _____ you were issued the traffic citation(s) listed below:

- # _____ for a violation of Florida § _____
- # _____ for a violation of Florida § _____
- # _____ for a violation of Florida § _____

Your citation was issued by Officer _____, employee# _____, of the Orlando Police Department.

Please note that you have three (3) options to handle your traffic citation:

1. You may elect the option of attending a Driver Improvement class and providing proof of completion to the Clerk of the Court (restrictions do apply).
2. You may elect the option of paying the traffic citation, and having the applicable points assessed to your Driver License.
3. You may elect the option to request a court date to contest the citation.

You have until the date of _____ to comply with the option of your choice. Postmark dates will not be honored.

Additional information can be obtained at www.myorangeclerk.com or by contacting Orange County Traffic Court, **407.836.2000**.

Your immediate attention to this matter is needed. Failure to comply by the specified date may result in additional late penalties and/or the suspension of your driving privileges.

P.O. BOX 913 • ORLANDO, FL 32802-0913
PHONE 407.246.2470 • FAX 407.246.2732 • CITYOFORLANDO.NET

Original to Citations Unit

Copy to Customer

ATTACHMENT B



CITY OF ORLANDO

POLICE DEPARTMENT



Criminal Violation Notification

DATE: _____

NAME: _____

ADDRESS: _____

This letter is to advise you that on _____, you were issued the criminal traffic citation(s) listed below, which requires a court appearance. Your citation was issued by Officer _____, employee # _____, of the Orlando Police Department.

_____ for a violation of Florida § _____

_____ for a violation of Florida § _____

_____ for a violation of Florida § _____

Your court appearance is required on _____, at _____ a.m. You must report to the Orange County Courthouse, 4th Floor, 425 North Orange Avenue, Orlando, Florida 32801.

Additional information can be obtained at www.myorangeclerk.com or by contacting Orange County Traffic Court at **407.836.2000**.

Failure to comply as instructed may result in additional late penalties and/or the suspension of your driving privileges.

P.O. BOX 913 • ORLANDO, FL 32802-0913
PHONE 407.246.2470 • FAX 407.246.2732 • CITYOFORLANDO.NET

Original to Citations Unit

Copy to Customer

ATTACHMENT C



CITY OF ORLANDO



POLICE DEPARTMENT

Citation Dismissal

Date: _____

Case Number: _____ Citation Number: _____

Dear Judge _____ :

Please dismiss the above-mentioned Uniform Traffic Citation for the following reason:

Thank you in advance for your consideration.

Sincerely,

Officer/CSO Emp #

Supervisor Reviewed Emp #

ATTACHMENT D

FR SUSPENSION, SEIZE TAG FORM



The person listed below was operating his/her vehicle with a suspended driver's license or vehicle registration. Pursuant to Florida Statute 324.201 (3), the Orlando Police Department has seized this license tag, as directed by the Florida Department of Highway Safety and Motor Vehicles.

Vehicle Owner/Operator: _____

Address/City/State/Zip: _____

Driver's License #: _____

Vehicle Tag#: _____ Decal #: _____ Exp. Date: _____

Officer's Signature: _____ Emp #: _____

Date: _____ Time: _____

The seized tag must be submitted to O.P.D. Citation Unit along with this form, a Teletype response stating "FR SUSPENSION, SEIZE TAG," and a copy of the Uniform Traffic Citation.