☐ Marsy's Law invoked - CVI present

J#-0279520 22CT16641MB D#1214

ARREST / NOTICE TO APPEAR

O. On-View 3. Request for Warrant S. Summons T. Taken into Custody

O | JUVENILE

ADMINISTRATION

OBTS Number	Agency ORI Number	Agency Name	Agency Report Number (N.T.A.'s only)
	0500800	West Palm Beach Police Department	9 | 4 | 2022-0015424

Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

If Weapon Seized: Enter Type: UNARMED

Multiple Clearance Indicator:

Location of Arrest (Including Name of Business)	Location of Offense (Business Name, Address)
499 PURITAN RD/WEBSTER AVE	499 PURITAN RD/WEBSTER AVE, WEST PALM BEACH, FL

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
10/03/2022	22:53	10/03/2022	23:03	/ / : :		

DEFENDANT

Name (Last, First, Middle): TAMARIT, LEONARDO

Alias (Name, DOB, Soc. Sec. #, Etc.): Alias:

Race (W - White, I - American Indian, B - Black, A - Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	M	12/18/1963	5'08	230	BROWN	GRAY OR	LIGHT	Medium

Scars, Marks, Tatoos, Unique Physical Features (Location, Type, Description):

Marital Status: M

Religion:

Indication of: Alcohol Influence ☒ Yes ☐ No ☐ Unk. ☐ Drug Influence ☐

Local Address (Street, Apt. Number) (City) (State) (Zip): 2608 FLORIDA ST, WEST PALM BEACH, FL 33406

Home Phone: (561) 767-1876

Residence Type: 1. City 2. County 3. Florida 4. Out of State: 1

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 2608 FLORIDA ST, WEST PALM BEACH, FL 33406

Mobile Phone:

Address Source: FL DL

Business Address (Name, Street) (City) (State) (Zip):

Work Phone:

Occupation:

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
T563520634580 / FL	[redacted]		HAVANNAH, Cuba	US

CO-DEF

Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile
Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile

JUVENILE

☐ Parent ☐ Legal Custodian ☐ Other: _____

Name (Last, First, Middle):

Residence Phone:

Address (Street, Apt. Number) (City) (State) (Zip):

Business Phone:

Notified by: (Name) Date Time

JUVENILE DISPOSITION: 1. Handled/Processed within Department and Released 2. TOT JAC 3. Incarcerated

Released To: (Name) Relationship Date Time

The above address was provided by ☐ defendant and/or ☐ defendant's parents.
The child and/or parent was told to keep the Juvenile Court Clerk's Office (Phone 355-2526) informed of any change of address.
☐ Yes, by: ☐ No:

School Attended: Grade:

Property Crime? ☐ Yes ☒ No Description of Property: Value of Property:

CODE

Drug Activity: N. N/A P. Possess S. Sell B. Buy T. Traffic D. Deliver E. Use R. Smuggle K. Disperses/ Distribute M. Manufacture/ Produce/ Cultivate Z. Other

Drug Type: N. N/A A. Amphetamine B. Barbiturate C. Cocaine E. Heroin H. Hallucinogen M. Marijuana O. Opium/Deriv. P. Paraphernalia/ Equipment S. Synthetic U. Unknown Z. Other

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #
DUI BREATH ALCOHOL 0.08 OR MORE PER 210 L	316.193(1C)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
	N	/		1	☐ Y ☒ N		

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

INTAKE

Health / Apparent Physical Condition of Defendant:

Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries

Explain:

Check which applies: ☐ Released O.R. ☐ Released to Parent/Guardian ☐ T.O.T. County Jail ☐ Posted Bond ☐ South County Mental Health

PROPERTY - Received By: Released By: Released To:

Transported By: Date Transported / / Time Transported : : Other:

NOTICE TO APPEAR

☒ INSTRUCTION NO. 1 - Mandatory appearance in court
☐ INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.

Location (Court, Room): Criminal Justice — CRIMINAL JUSTICE COMPLEX

Court Date and Time: 11/03/2022 08:30:00 — 3228 GUN CLUB ROAD

OCT 4 2022

I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, THAT I MAY BE HELD IN COMTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.

Signature of Defendant (or Juvenile and Parent/Custodian) Date Signed

I CONSENT TO RECEIVE REMINDERS OF COURT DATE(S) AND TIMES FOR THIS CASE BY TEXT MESSAGE TO THE NUMBER IDENTIFIED HERE. (561) 767-1876
I UNDERSTAND THAT STANDARD TEXT MESSAGE RATES MAY APPLY
AND THAT I MAY REVOKE THIS CONSENT VIA THE TEXT MESSAGE SYSTEM IF I CHOOSE. INITIAL

No Photo Available

ADMIN

HOLD for Other Agency:

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other

Intake Deputy: J. DUNN I.D. 36162 Pouch #:

Signature of Arresting Officer: 2263

Name of Arresting Officer (Print): GITTENS, THOMAS I.D. # 02263

Transporting Officer: GITTENS I.D. # 2263 Agency: WPBPD

Name Verification (Printed by Arrestee) (PRINT):

Witness here if subject signed with an "X".

PAGE 1 OF 1

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DUI PROBABLE CAUSE AFFIDAVIT

On the 3rd Day of October at 2139 A.M. P.M.

Subject: Leonardo Tamarit Case Number: 20220015424

Agency: West Palm Beach Police Department Arresting Officer: Gittens #2263

Personal Contact

Driving Pattern Actual physical control (physical evidence putting the driver behind the wheel)

On August 18, 2022, at approximately 2139 I was dispatched to a suspicious vehicle (commercial work van with yellow stripes on the side) located across the street from 519 Puritan Rd. Prior to my arrival Officer Myrthil arrived on scene first and located the vehicle. When the driver of the vehicle saw officer Myrthil he attempted to leave. Officer Myrthil initiated a traffic stop on the vehicle and I responded to the traffic stop being conducted by Officer Myrthil. Officer Myrthil identified the driver in physical control of the vehicle as Leonardo Tamarit.

Observation of Driver

When I made contact with Tamarit, I observed his eyes were bloodshot and glassy. Tamarit had a strong odor of alcohol emanating from his breath that became stronger as he spoke to me. Tamarit was extremely unsteady on his feet while walking and standing.

Drivers Statements:

Tamarit did not speak English and Officer Perdigon had to translate in Spanish. Tamarit stated he was driving home (2608 Florida St.) after visiting a female friend on Puritan Rd. Tamarit said he a lot of vodka prior to driving. Tamarit stated his last drink was about twenty minutes prior. While conducting the walk and turn evaluation I was getting Tamarit into the instructional position and Tamarit stated he was too drunk to do it.

Odors:

Tamarit had a strong odor of alcohol emanating from his breath that became stronger as he spoke to me.

General Observations

Speech: Spanish

Attitude: Calm

Clothing: Gray shirt and gray shorts

Medical Problems/Medications: Diabetes

Other:

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DUI PROBABLE CAUSE AFFIDAVIT

Subject: Leonardo Tamarit **Case Number:** 20220015424

Roadside Tasks

Horizontal Gaze Nystagmus

- ■ Left Eye Does Not Follow Smoothly
- ■ Left Eye Jerks at 45 Degree Angle or Less
- ■ Distinct Jerking Left Eye at Maximum Deviation
- ■ Right Eye Does Not Follow Smoothly
- ■ Right Eye Jerks at 45 Degree Angle or Less
- ■ Distinct Jerking Right Eye at Maximum Deviation

Continuing to translate through Officer Perdigon I asked Tamarit if he had any medical issues with his eyes and he stated he did not. I asked Tamarit if he wore glasses or contacts. Tamarit advised he did not. I explained to Tamarit I would be checking his eyes and gave him instructions to follow my finger with his eyes and only his eyes. I held up my left index finger and told Tamarit to look at the tip of my finger. I told Tamarit to keep his head still. Tamarit stated he understood. I checked Tamarit's eyes for equal pupil size and resting nystagmus. Tamarit had equal pupil size and did not have resting nystagmus. I told Tamarit with his eyes and only his eyes only to follow the tip of my finger. I started passes with my finger from center to maximum deviation then back to center on each eye to check Tamarit's eyes for equal tracking. Tamarit had a difficult time following instructions and I had to advise him of his Taylor Warnings. Eventually Tamarit was able to follow instructions well enough to determine Tamarit's eyes tracked equally. After medically qualifying Tamarit I immediately started passes on each eye from center to maximum deviation then back to center to check for lack of smooth pursuit. Again, Tamarit had a difficult time following instruction. During the passes I saw nystagmus in each eye. After checking for lack of smooth pursuit I immediately started passes on each eye to check for distinct and sustained nystagmus at maximum deviation. I moved my finger from center to maximum deviation, holding at maximum deviation for approximately eight seconds then back to center for both eyes. During the passes I saw distinct and sustained nystagmus at maximum deviation for each eye. I started passes on each eye to check for onset of nystagmus prior to 45 degrees. I saw nystagmus prior to 45 degrees in either eye. After checking for onset of nystagmus prior to 45 degrees, I started two passes for vertical nystagmus and did not see nystagmus in either eye. Tamarit also had a significant sway while conducting the evaluation.

Walk and Turn Task

Continuing to translate through Officer Perdigon I instructed Tamarit to stand with his feet together and his arms down by his side. I asked Tamarit to put his right heel touching his left toe along a line (parking stripe) extending straight off his left toe and to remain standing in that position until I told him to begin the evaluation. While getting into the instructional position Tamarit stated he was too drunk to do it. I asked Tamarit if he understood those instruction and he said he did. I instructed Tamarit when I told him to, he would take nine heel to toe steps along the line in front of him. I told Tamarit that on his ninth step he would leave his lead foot on the line and make a series of small steps around and make nine heel to toe steps back along the same line. I told Tamarit that it would look exactly like this and demonstrated the evaluation for him. I demonstrated the evaluation for Tamarit. I told Tamarit there were four things I wanted him to keep in mind while completing the evaluation. I told him to look at his feet at all times, count his steps out loud, keep his arms at his side at all times, and to not stop until he had completed the evaluation. Tamarit stated he understood all the instructions. During the instructional stage Tamarit failed to maintain balance and started too soon. While conducting the evaluation Tamarit displayed all six clues (stops while walking, missed heel to toe, incorrect number of steps, steps offline, uses arms for balance, and incorrect turn).

One Leg Stand

Continuing to translate through Officer Perdigon I asked Tamarit to stand with his feet together and his arms down by his side and I would tell him when to begin. I told Tamarit when I told him to, I wanted him raise either one of his feet approximately six inches off the ground, parallel to the ground, and count out loud in the manner of "one thousand one, one thousand two, one thousand three" and so on until I told him to stop. I told Tamarit it would look exactly like this and demonstrated it for him. I told Tamarit there were four things I wanted him to keep in mind while performing the evaluation. I told Tamarit to look at his raised foot at all times, count out loud, keep his arms at his side at all times, and to not put his foot down until I told him to stop. I asked Tamarit if he understood these instructions and he stated he did. While conducting the evaluation Tamarit displayed two of the four clues (puts foot down and uses arms for balance).

Finger To Nose

Continuing to translate through Officer Perdigon I told Tamarit to stand with his feet together and his arms by his side. I asked Tamarit if he knew his right from his left and he demonstrated he did. I had Tamarit extend his index fingers while making a fist. I had Tamarit face his palms toward me with his arms by his side. I told Tamarit when I told him to, I wanted him to close his eyes and tilt his head back. I advised Tamarit when I instructed him to, I would tell him either left or right. I told Tamarit if I said right, I wanted him to touch the tip of his right finger to his nose and then return his hand back to his side. I told Tamarit if I said left, I wanted him to touch the tip of his left finger to his nose and then return his hand back to his side. I told Tamarit I wanted him to touch tip to tip. I asked Tamarit if he understood, and he stated he did. During the evaluation Tamarit missed touching tip to tip on three of six commands. Tamarit had to be reminded to put his arm back down after one command. Tamarit's body had a significant sway while conducting the evaluation and he failed to keep his head tilted back.

Romberg Balance

Continuing to translate through Officer Perdigon I told Tamarit to stand with his feet together and his arms by his side. I told Tamarit when I instructed him to, I wanted him to tilt his head back and close his eyes. I told Tamarit I wanted him to approximate thirty seconds in his head. I told Tamarit when he finished to look at me and tell me he was done. I asked Tamarit if he understood those instructions and he stated he did. While conducting the evaluation Tamarit's body had a significant sway. Tamarit told me he was finished after approximately 30 seconds.

Breath Results from Instrument

1st Result 0.259 **2nd Result** 0.251 **3rd Result** (If Applicable)

State of Florida

County of Palm Beach

The Following Instrument was notorized or sworn before me this 10/4/2022 (DATE)

☐ Personaly Known ☐ Produced Identification ☐ Notary Public

#2125 #263

Notary / Clerk of Courts / Officer (FSS: 117.10) *Signature of Arresting Officer*

NOT A CERTIFIED COPY

SUBJECT: _____ CASE NUMBER: 20220015424

IMPLIED CONSENT FOR DUI IN A MOTOR VEHICLE

NOTE: READ ONLY THE PARAGRAPH APPLICABLE TO THE TYPE OF TEST YOU ARE REQUESTING

I am now requesting that you submit to a lawful test of your ☑ **BREATH** for the purpose of determining its alcohol content.

OR

I am now requesting that you submit to a lawful test of your ☐ **URINE** for the purpose of determining the presence of chemical or controlled substances.

OR

I am now requesting that you submit to a lawful test of your ☐ **BLOOD** for the purpose of determining its alcohol content and/or presence of chemical or controlled substances.

NOTE: READ ONLY IF THE SUBJECT DOES NOT COMPLY WITH YOUR REQUEST.

I am _____ of the West Palm Beach Police Department. If you fail to submit to the test I have requested of you, your privilege to operate a motor vehicle will be suspended for a period of one (1) year for a first refusal, or eighteen (18) months if your privilege has been previously suspended, or if you have been previously fined under F.S.S. 327.35215 for refusing to submit to a lawful test of your breath, urine, or blood. Additionally, if you refuse to submit to the test I have requested of you and if your driving privilege has been previously suspended, or you have been previously fined under F.S.S. 327.35215 for a prior refusal to submit to a lawful test of your breath, urine or blood, you will be committing a misdemeanor, in addition to any other penalites which can be imposed by law. Refusal to submit to the test I have requested of you is admissible into evidence in any criminal proceeding.

NOTE: IF THE SUBJECT POSSESSES A COMMERCIAL DRIVER'S LICENSE (CDL), READ THE FOLLOWING,

If you are a Commercial Driver License (CDL) holder or were driving a Commercial Motor Vehicle (CMV), your refusal to submit to testing will result in the loss of your commercial driving privilege for a period of one year from today. If this is your SECOND REFUSAL, you will be permanently disqualified from holding a CDL or operating a CMV.

SUBJECTS SIGNATURE: Read on Camera

I AM REQUIRED TO WARN YOU BEFORE YOU MAKE ANY STATEMENTS THAT YOU HAVE THE FOLLOWING RIGHTS:

CONSTITUTIONAL WARNINGS

1. You have the right to remain silent and not answer any questions
2. Any statement must be freely and voluntailry given.
3. You have the right to the presence of a lawyer of your choice before you make any statement and during any questioning.
4. If you can not afford a lawyer, you are entitled to the presence of a court appointed lawyer before you make any statements and during any questioning
5. If at any time during the interview you do not wish to answer any questions you are privileged to remain silent.
6. I can make no threats or promises to induce you to make a statement. This must be of your own free will.
7. Any statement can and will be used against you in a court of law.

SUBJECTS SIGNATURE: Read on camera

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FLORIDA DEPARTMENT OF LAW ENFORCEMENT
ALCOHOL TESTING PROGRAM
BREATH ALCOHOL TEST AFFIDAVIT

Instrument Type: Intoxilyzer 8000
Instrument Registered To: WEST PALM BEACH PD
Instrument Serial Number: 80-001235 Software: 8100.27
Date of Test: 10/03/2022

Date of Last Agency Inspection: 09/25/2022
Observation Period Began: 22:22
Subject As Name: LEONARDO TAMARIT DOB: 12/18/1963 Sex: M

The subject was observed for at least twenty-minutes prior to the administration of the breath test to ensure that the subject did not take anything orally and did not regurgitate.

Results:

Test	g/210L	Time
Diagnostics Check	OK	23:00
Air Blank	0.000	23:01
Control Test	0.081	23:01
Air Blank	0.000	23:02
Subject Sample #1	0.259	23:02
Air Blank	0.000	23:03
Air Blank	0.000	23:05
Subject Sample #2	0.251	23:06
Air Blank	0.000	23:06
Control Test	0.081	23:06
Air Blank	0.000	23:07
Diagnostics Check	OK	23:07

Cylinder Lot: 1356262
Exp: 08/03/2023

State of Florida, County of Palm Beach

Personally appeared before me the undersigned authority, who (X) is personally known to me or (__) produced _____ as identification, and who after being placed under oath, states:

I MORRIS J ANNESE, hold a valid Breath Test Operator permit issued by the Florida Department of Law Enforcement, I administered the above breath test to the subject named above in accordance with Chapter 11D-8, Florida Administrative Code, and this form is a true and accurate report of that breath test.

Breath Test Operator: _____ 1418 Date: 10/3/2022
Signature

Sworn to (or affirmed) before me this 3rd day of OCT, 2022

_____ G. Hew, T.B. #2263
Signature of Notary Public-State of Florida Printed Name of Notary Public-State of Florida

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, traffic accident investigation officers and traffic infraction enforcement officers are notaries public when engaged in the performance of official duties. In accordance with section 316.1934(5), F.S., this completed form is admissible without further authentication and is presumptive proof of the results herein. To be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2615, F.S.

FDLE/ATP FORM 38 - MARCH 2004, Ref. 11D-8.007

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West Palm Beach Police Department
Breath Testing Facility Report

Defendant: Tamarit, Leonardo **Case #:** 2022-15424

Arresting Officer: Ofc T. Gittens 2263 **Date:** 10/3/2022

Breath Test Resutls:

.259	g/210L	2302	Time	.251	g/210L	2306	Time
---	g/210L	---	Time	---	g/210L	---	Time

Note: Times are in Military Time

Breath Operator: Ofc Morris J Annese 1418

Maintenance Technician Inv J Ingrassia #1857

Testing Officer Observations:

Speech: Spanish

Attitude: Cooperative

Clothing: Gray shorts, gray shirt

Medical Conditions: Diabetes

Medications: Insulin

Other:

Arrival Time at Facility/ Time Twenty (20) Minute Observation Started: 2222 hours

Comments:

The defendant was observed by Ofc Gittens during the 20 minute observation period.

Ofc Perdigon #2177 was present for translation.

I observed the defendant had bloodshot glassy eyes and a strong odor of unknown alcoholic beverages on his breath.

The defendant was asked to submit to a breath test. She first said no. He was read the Implied Consent by Ofc Perdigon and then asked again to submit to the breath test. He then agreed. The defendant gave 2 adequate samples.

The defendant was then read his Miranda Warnings by Ofc Perdigon. He refused to answer question. The Questions and Answers were not done.

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SUBJECT: _____ CASE NUMBER: _____

QUESTIONS AND ANSWERS

I AM NOW GOING TO ASK YOU SOME QUESTIONS. WITH THESE RIGHTS IN MIND, YOU MAY ANSWER SOME OF, ALL OF, OR NONE OF THE FOLLOWING QUESTIONS AS YOU LIKE.

WERE YOU OPERATING A MOTOR VEHICLE AT THE TIME OF THE STOP/ACCIDENT? _____

WHERE WERE YOU GOING? _____

WHAT STREET OR HIGHWAY WERE YOU ON? _____

DIRECTION OF TRAVEL? _____ WHERE DID YOU START? _____

WHAT TIME DID YOU START? _____ WHAT TIME IS IT NOW? _____

WHAT IS TODAY'S DATE? _____ WHAT DAY OF THE WEEK IS IT? _____

WHAT COUNTY AND CITY ARE YOU IN NOW? _____

WHEN DID YOU LAST EAT? _____ WHAT DID YOU EAT? _____

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? _____

HOW MUCH DO YOU WEIGH? _____ HAVE YOU BEEN DRINKING? _____ WHAT? _____

HOW MUCH? _____ WHERE? _____ WITH WHOM? _____

WHEN DID YOU HAVE YOUR FIRST DRINK? _____ AND YOUR LAST DRINK? _____

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? _____

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? _____ ARE YOU UNDER THE INFLUENCE? _____

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? _____ HOW MUCH? _____

WHAT? _____ WHERE? _____ WHEN? _____

WHAT LINE OF WORK ARE YOU IN? _____ WHEN DID YOU LAST WORK? _____

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? _____ WHAT? _____

ARE YOU SICK OR INJURED? _____ WHAT'S WRONG? _____

DO YOU LIMP? _____ DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? _____

WERE YOU IN AN ACCIDENT TODAY? _____

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? _____ WHEN? _____

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? _____ WHO? _____ WHY? _____

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? _____ WHAT? _____ WHEN? _____

DO YOU HAVE:
- EPILEPSY? _____
- GLASS EYE? _____
- FALSE TEETH? _____
- EAR INFECTION? _____
- INNER EAR TROUBLE? _____
- DIABETES? _____

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? _____

DO YOU TAKE INSULIN? _____ IF SO, WHEN WAS YOUR LAST INJECTION? _____

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? _____ WHERE? _____

INTERVIEWER: _____

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PALM BEACH COUNTY
SHERIFF'S OFFICE
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (CIs).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	☐	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	☐	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	☐	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	☐			
	☐			
	☐			
	☐			
	☐			
Other	☐		Other:	
	☐		Other:	

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REVIEW COMPLETED BY

Booking Number: 2022025862	**Date:** 10/4/2022
	Specialist Name/ID: Pinkneya/7796