

## TRAINING TASK: PERMIT HOLDER CHECKS (PHC)

### TASK # 23

#### **Purpose**

To check establishments for liquor/gambling violations, or intoxicated patrons.  
Maintain rapport with employees of these establishments.

#### **Preceding Task:**

Laws of Arrest  
Offenses Against Public Peace  
Minor Misdemeanor Citations

#### **I. Statute and City Ordinances**

- A. ORC 4301.22 Restrictions on sale of beer and liquor
- B. ORC 4301.63 Under age person shall not purchase intoxicating liquor or beer
- C. ORC 4301.633 Misrepresentation to obtain alcoholic beverage for a minor prohibited
- D. ORC 4301.634 Misrepresentation by minor under 21 years of age
- E. ORC 4301.66 Obstructing search of premises prohibited
- F. ORC 4301.69 Offenses involving minors
- G. ORC 2915.01 Gambling (Devices and definitions)
- H. ORC 2915.02 Gambling
- I. ORC 2915.04 Public Gaming
- J. 648.04 Disorderly conduct

#### **II. Policy and Procedure**

#### **III. Operational Procedure**

- A. On a routine basis you are to conduct Permit Holder Checks at bars on your beat
  - 1. Be alert for statutory liquor violations -  
If observed;
    - a. Physical arrest

- b. Issue Minor Misdemeanor Citation
    - 2. Intoxicated Customer
      - a. May be removed by sober family member or friends if not disorderly
      - b. Can be arrested for Public Intoxication if create a risk of harm to himself/herself
    - 3. Gambling
      - a. Betting or playing any scheme or game of chance
      - b. Public Gaming is no one shall make a bet in a tavern
  - B. Officer can search Permit holders premises when;
    - 1. Search warrant
    - 2. Exigent circumstances which would support a search warrant
      - a. Obtaining a search warrant would be impractical
  - C. Officer can only search the area open to the public if the premises is open for business
    - a. This means officer cannot search office or behind the bar
    - b. Circumstances must have been reasonable for officer to make entrance and search
    - c. Officer may seize items:
      - a. In part of premises open for business
      - b. Plain view
      - c. They have a criminal nature that is readily apparent

*I acknowledge that I received training in the skills and knowledge necessary to perform in the above Training/Task Topics, and I am able to perform at an acceptable level.*

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*Probationary Officer                      Date*

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*Supervisor                      Date*

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*FTO                      Date*