5-07/080.00 - Warrantless Arrests in Dwellings

Warrantless arrests in a dwelling are unreasonable and shall not be effected without consent to enter except in exigent circumstances.

Exigent circumstances means an emergency situation requiring swift action to prevent imminent danger to life or serious damage to property, to forestall the imminent escape of a suspect, or destruction of evidence.

The consent necessary to enter a dwelling need not be expressed, but may be that of the reasonable expectation of the deputy derived from the words used and other actions on the part of the occupant giving consent.