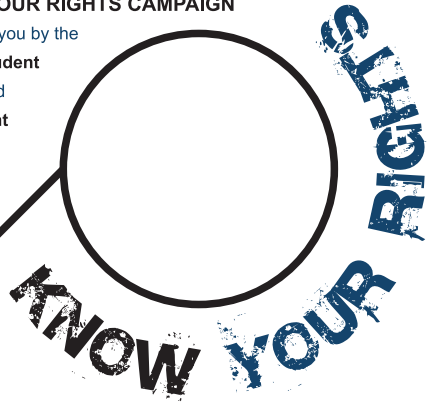


KNOW YOUR RIGHTS CAMPAIGN

brought to you by the
Illinois Student
Senate and
the Student
ACLU



**DO
NOT
DISTURB!**



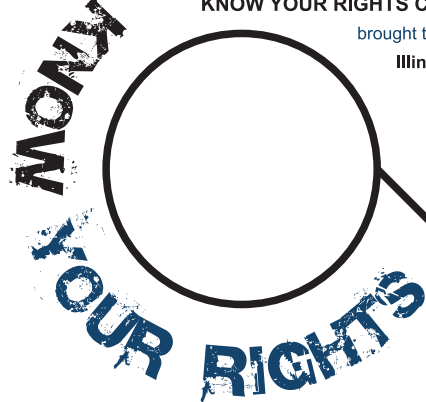
The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no warrants shall issue, but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.

The Fourth Amendment

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Read this BEFORE you let the police in

- ▶ **The police do not have the right to enter your room** without your consent unless they: see something **ILLEGAL** in **PLAIN VIEW**; have a **SEARCH WARRANT**; or are in **HOT PURSUIT** of a suspect.
- ▶ If you do not consent, in order to perform a search, the officer **MUST** either **release you** or **detain you** and **attempt to obtain a warrant**. The fact that you refuse to consent doesn't give the officer grounds to obtain a warrant.
- ▶ The best way to speak with an officer is outside your room. Before leaving your room, you may politely say: "I'm coming out, I do not consent to you entering my room." Exit your room and **shut the door behind you**. After this, speak politely with the officer, and stay calm. Wait until he/she has left the hall, and then go back inside your room.
- ▶ You should politely say: "**I do not consent to a search** of my person, belongings, room, or vehicle. I retain my Fourth Amendment rights and all other rights under the United States Constitution. I will say nothing until my attorney is present."
- ▶ If you do consent, the officer **CAN** and **WILL** conduct the search without a warrant. **The police have the right to seize anything in plain sight**. If the officer finds any contraband, you will be arrested. If you do not consent, a warrant can be issued to the police by the court. A warrant limits police to searching areas where the specified contraband might reasonably be located.
- ▶ If you are arrested, **do not resist arrest**, even if you believe your rights have been violated.
- ▶ Don't ever **touch** the police officer. Don't argue, be **polite** but **firm**. Don't threaten to file a complaint. You don't have to tell the officer anything without a lawyer, except you **must** state your **correct** name and address.
- ▶ It is **very important that you seek legal advice if you feel your rights have been violated** because each case should be examined individually. If your rights may have been violated, contact **Student Legal Services** at 333-9053.

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