

KNOW YOUR RIGHTS!

Alcohol and Noise Issues

- An Amherst bylaw **REQUIRES** that anyone possessing a keg of beer must have a license issued by the police department; possession of a **keg without a license can result in a substantial fines**. Keg licenses **MUST** be applied for at the Amherst police department, and take 3-5 days to process. Amherst Police 256-4011.
- State criminal laws provide for fines and possible imprisonment for disturbing the peace. In addition, an **Amherst bylaw provides for criminal penalties for excessive and unlawful noise**. Under the bylaw, a **FINE** of \$100 will be imposed for a first violation; \$200 for a second violation within 12 months; and \$300 for a third or subsequent violation within 12 months. If the person responsible for the violation continues to violate the bylaw after a **written warning**, that person can be **ARRESTED**. If the person responsible cannot be determined, those in control of the premises (i.e., the tenants) can be held responsible.
- **The Student Code of Conduct MAY** be applied off campus.

Search and Seizure

- **Police do not have the right to enter your home or apartment** 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 speak to a police officer, you should exit your home or apartment and **close the door behind you**. After you do so, speak politely to the officer, and stay calm. Wait until s/he has left the area, and then go back inside.
- If you do not consent to a search, you should politely say: "**I do not consent to a search of my person, belongings, home or vehicle. I retain my 4th Amendment rights and all other rights under the United States Constitution. I will say nothing until I can consult with an attorney.**"
- If you do not consent to a search, the officer **MUST release you, detain you, or attempt to obtain a search warrant** in order to perform a search. The mere fact that you do not consent to a search does not give the officer grounds to detain you or obtain a warrant.
- If you do consent, the officer **CAN** and **WILL** conduct the search without a warrant. **The officer has the right to seize anything in plain view**; otherwise, in general, the officer must have a warrant to seize any potential contraband or other evidence.
- A search must be limited to areas that could possibly contain the evidence or contraband that the warrant specifies. If contraband is found, you and perhaps others will probably be arrested.

DO NOT DISTURB! SEARCH WARRANT REQUIRED

KNOW YOUR RIGHTS!
Campaign brought to you by:

The Student Center for Educational Research and Advocacy

Contact SCERA to get involved. Give students a voice.

432 Student Union → Phone: 545-0355

E-mail: scera@stuaf.umass.edu → On the web at www.sceraumass.org

Commuter Services and Housing Resource Center

Advocating with you and for you as a community member.

428 Student Union → Phone: 545-0865

E-mail: cshrc@stuaf.umass.edu → On the web at www.cshrc.org

Commuter Area Government

Commuters Working for Commuters

430 Student Union → Phone: 545-2145

The Student Government Association

Students Working for Students

422 Student Union → Phone: 545-0341

E-mail: sga@stuaf.umass.edu

On the web at www.umass.edu/sga

The Student Legal Services Office

Free legal advice for students

922 Campus Center → Phone: 545-1995

E-mail: slso@stuaf.umass.edu



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