

Questions and Answers You May Have About Getting Arrested

Your Rights

You have the right to remain silent.

DO NOT answer the Police questions.

- Only give them your name and someone they can contact, even if you are nervous and scared.

You have the right to have an attorney present during questioning.

DO NOT try to talk your way out of a situation.

DO NOT TALK...

- ...until you have talked with a lawyer and the lawyer is with you.

This is for your own protection.

When Should I Talk to Police?

You should talk to the Police when:

- You are in trouble and need help, or
- If you call the Police and they come to help you.

Remember

If you ***DID NOT*** call the Police and you get arrested,

DO NOT TALK...

...without talking to a lawyer.

Ask for a free Lawyer.

Sit down.

Be quiet.

What do I do if a Police Officer comes to me and asks me questions?

Even if they just want to ask you questions, **DO NOT** answer without a lawyer present.

What are Miranda Rights?

The Miranda Rights are the rights the Police must read to you when they arrest you.

The Police will say this:

- I am a Police Officer. Do you understand?
- You have the right to remain silent. Do you understand?
- You have the right to have an attorney present during questioning. Do you understand that?
- If you cannot afford an attorney, one will be appointed to represent you. Do you understand that?
- Knowing your rights in this matter, are you willing to talk to me now?

SAY NO

Do I have to answer any of the questions while the Police are saying the Miranda Rights?

NO

Are a Lawyer and an Attorney the same thing?

YES

Even if I did not do anything, can I get a free Lawyer?

- Yes, if you are being held or charged as a suspect for a felony.
- No, if you are being held as a suspect for a misdemeanor.

What is a felony?

What is a misdemeanor?

- A Felony is a serious crime like murder or armed robbery.
- A Misdemeanor is a less serious crime like hitting someone or taking something from someone's purse.

If you don't understand what you are suspected of doing, it is best not to talk at all until you see the Judge.

Do I get a free telephone call?

- A telephone call is a courtesy the police give you. It is not a right.
- The Police decide within a reasonable amount of time when you get to make a call.

What can my guardian do if I get arrested?

Your guardian has no more rights than a parent. Your guardian should contact a public defender.

Important Information You Need To Know

- DO NOT talk without a Lawyer present.
- If the Police want to search your home, **you have the right to “say no.”** If they have a paper signed by a Judge called a **Search Warrant** or they insist on searching your home, you must let them in.
- Even if the Police have a Search Warrant, **DO NOT answer** any questions without a Lawyer present.

- The Police can hold you for 72 hours (3 days) for questioning. After that, they must arrest you or let you go.
- **DO NOT answer** any questions no matter how long they hold you.
- If you appear before a Judge, ask for a free Lawyer.
- Anything you say can and will be used against you. **You have the right to remain silent.**
- Never plead guilty without the advice of a Lawyer.

Fill out the card below and keep it with you at all times.

You should fill in the name and telephone numbers of people that can help you if you get arrested.

My name is: _____

In case I’m picked-up b the Police, call:

Or _____

I’m a person who receives services from:

Emergency #: _____

For more information:

OKLAHOMA PARENTS CENTER, INC.
 Statewide Parent Training & Information
 P. O. Box 512
 Holdenville, Oklahoma 74848
 405-379-6015 * 877-553-IDEA (4332)
 Email: info@oklahomaparentscenter.org
www.OklahomaParentsCenter.org

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If You Get Arrested



What to do if you get arrested.