

ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT

RULE 105 – AUTHORITY TO ARREST

(Adopted: 1/9/76; Readopted by Statute: 07/01/97; Amended: 8/19/97; Readopted by Statute: 01/01/02; Amended: 5/17/05)

The Air Pollution Control Officer (APCO) and every officer and employee of the Antelope Valley Air Quality Management District designated by him or her is authorized, during reasonable hours, to arrest a person without a warrant, whenever he has a reasonable cause to believe a person has committed a misdemeanor in his presence which is a violation of the Health and Safety Code or any provision of the Vehicle Code relating to the emission or control of air contaminants or any order, regulation, or rule adopted thereto. Authority to arrest is granted in accordance with Penal Code §836.5.

[SIP: Submitted as amended 8/19/97 on 3/10/98; Approved 9/8/78, 43 FR 40011, 40 CFR 52.220(c)(39)(iii)(C); Approved 6/14/78, 43 FR 25684, 40 CFR 52.220(c)(31)(vi)(B)]

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