

St. Joseph, Missouri Police Department



DIRECTIVE TYPE: GENERAL ORDER		INDEX NUMBER: GO0901
SUBJECT: RECORDING OF CUSTODIAL INTERROGATIONS		
ISSUE DATE: 08/28/2009	REVISED: N/A	AMENDS/RESCINDS: N/A
		DISTRIBUTION: B (Commissioned Personnel)

I. PURPOSE

The purpose of this policy is to establish procedures relating to the statutory and constitutional rights of individuals.

II. POLICY

Our policy is to act within the statutory authority and safeguard the rights of all persons.

Recording of Interrogations

- A. Per 590.701, RSMo., custodial interrogations of persons suspected of committing or attempting to commit the following crimes will be recorded, when feasible, through the use of audiotape, videotape, motion picture, or digital recording:
1. Murder in the first degree
 2. Murder in the second degree
 3. Assault in the first degree
 4. Assault of a police officer in the first degree
 5. Domestic assault in the first degree
 6. Elder abuse in the first degree
 7. Robbery in the first degree
 8. Arson in the first degree
 9. Forcible rape
 10. Forcible sodomy
 11. Kidnapping
 12. Statutory rape in the first degree
 13. Child abuse

14. Child kidnapping

B. Recording custodial interrogations is NOT required in the following circumstances:

1. Situations in which a person voluntarily agrees to meet with a member of the Department
2. Detention that has not risen to the level of an arrest
3. Routine arrest-processing questions
4. Questioning pursuant to the completion of an Alcohol Influence Report
5. Questioning during the transportation of a suspect
6. When the suspect requests the interrogation not be recorded
7. Interrogation occurring outside the state
8. During exigent public safety circumstances that prevent recording
9. When a suspect makes a spontaneous utterances
10. When recording equipment is not available

C. Recording of interrogations may be conducted with or without the knowledge or consent of the suspect.

Chris Connally

Chief of Police

Date