EXHIBIT 1
DATE 1/22/07
HB 172

TPS
1/11/07

DEPARTMENTS THAT CURRENTLY RECORD A MAJORITY OF CUSTODIAL INTERROGATIONS

PD stands for Police Departmet, DPS for Department of Public Safety, and CS for County Sheriff.

Alabama
- Mobile CS
- Mobile PD
- Prichard PD

Alaska
- All departments - Supreme Court ruling[1]

Arizona
- Casa Grande PD
- Chandler PD
- Coconino CS
- El Mirage PD
- Flagstaff PD
- Gila CS
- Gilbert PD
- Glendale PD
- Marana PD
- Maricopa CS
- Mesa PD
- Oro Valley PD
- Payson PD
- Peoria PD
- Phoenix PD
- Pima CS
- Pinal CS
- Prescott PD
- Scottsdale PD
- Sierra Vista PD
- Somerton PD
- South Tucson PD
- Surprise PD
- Tempe PD
- Tucson PD
- Yavapai CS
- Yuma CS
- Yuma PD

Arkansas
- AR State PD
- Fayetteville FD
- Fayetteville PD
- 14th Judicial District Drug Task Force
- Washington CS
- Van Buren PD

California
- Alameda CS
- Auburn PD
- Butte CS
- Carlsbad PD
- Contra Costa CS
- El Cajon PD
- El Dorado CS
- Escondido PD
- Folsom PD
- Grass Valley PD
- Hayward PD
- LaMesa PD
- Livermore PD
- Oceanside PD
- Orange CO Fire Authority
- Orange CS
- Placer CS
- Rocklin PD
- Roseville PD
- Sacramento CS
- Sacramento PD
- San Bernardino CS
- San Diego PD
- San Francisco PD
- San Joaquin CS
- San Jose PD
- San Leandro PD
- San Luis PD
- Santa Clara CS
- Santa Clara PD
- Santa Cruz PD
- Stockton PD
- Union City PD
- Ventura CS
- West Sacramento PD
- Woodland PD
- Yolo CS

Colorado
- Arvada PD
- Aurora PD
- Boulder PD
- Brighton PD
- Broomfield PD
- Colorado Springs PD
- Commerce City PD
- Cortez PD

[1] *Stephan v. State*, 711 P.2d 1156, 1162 (Alaska 1985).

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Denver PD
El Paso CS
Ft. Collins PD
Lakewood PD
Larimer CS
Logan CS
Loveland PD
Montezuma CS
Sterling PD
Thornton PD

Connecticut
Bloomfield PD
Cheshire PD

Delaware
DE State PD
New Castle City PD
New Castle County PD

District of Columbia
All departments - statute[2]

Florida
Broward CS
Cape Coral PD
Collier CS
Coral Springs PD
Daytona Beach PD
Ft. Lauderdale PD
Ft. Myers PD
Hallandale Beach PD
Hialeah PD
Hollywood PD
Key West PD
Kissimmee PD
Lee CS
Manatee CS
Margate PD
Miami PD
Mount Dora PD
Orange CS
Osceola CS
Palatka PD
Pembroke Pines PD
Pinellas CS
Port Orange PD
Sanibel PD
St. Petersburg PD

Georgia
Atlanta PD
Cobb County PD
DeKalb County PD
Fulton County PD
Gwinnett County PD
Houston CS
Macon PD
Perry PD
Savannah-Chatham PD
Warner Robins PD

Hawaii
Honolulu PD

Idaho
Ada CS
Blaine CS
Boise City PD
Bonneville CS
Caldwell PD
Canyon CS
Cassia CS
Coeur d' Alene PD
Garden City PD
Gooding CS
Gooding PD
Hailey PD
ID Dept Fish & Games
ID Falls PD
ID State PD
Jerome CS
Jerome PD
Ketchum PD
Lincoln CS
Meridian PD
Nampa PD
Pocatello PD
Post Falls PD
Twin Falls PD

Illinois
All departments - homicides - statute[3]
Other felonies -
Bloomington PD
Dixon PD
DuPage CS
East St. Louis PD
Galena PD
Kankakee CS
Kankakee PD
Naperville PD
O'Fallon PD
Rockton PD
Winnebago CS

Indiana
Allen CS
Atlanta PD
Auburn PD
Carmel PD
Cicero PD
Clark CS
Clarksville PD
Dyer PD
Elkhart PD
Fishers PD
Floyd CS
Fort Wayne PD
Greensburg PD
Hamilton CS
Hancock CS
Hartford PD
IN State PD
Jeffersonville PD
Johnson CS
Montpelier PD
Noblesville PD
Schererville PD
Sheridan PD

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[2] D.C. CODE §§ 5-116.01-03 (2005).

[3] 705 ILL. COMP. STAT. ANN. § 405/5-401.5 (West 2006); 725 ILL. COMP. STAT. ANN. § 5/103-2.1 (West 2006); 720 ILL. COMP. STAT. ANN. § 5/14-3(k) (West 2006).

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Steuben CS
Westfield PD

Iowa
Altoona PD
Ames PD
Ankeny PD
Arnolds Park PD
Benton CS
Bettendorf PD
Cedar Rapids PD
Council Bluffs PD
Davenport PD
Des Moines PD
Fayette CS
Fayette County PD
Iowa City PD
Iowa DPS
Johnson CS
Linn CS
Marion PD
Marshalltown PD
Muscatine PD
Nevada PD
Parkersburg PD
Polk CS
Pottawattamie CS
Sioux City PD
Vinton PD
Waterloo PD
Waverly PD

Kansas
Liberal PD
Ottawa PD
Sedgwick CS
Wichita PD

Kentucky
Elizabethtown PD
Hardin CS
Louisville Metro PD
Louisville PD
Oldham CS
St. Matthews PD

Louisiana
Lafayette City PD
Lake Charles PD
Oak Grove PD
Plaquemines Parish CS
St. Tammany Parish CS

Maine
All departments - statute[4]

Maryland
Harford CS
Montgomery PD
Prince George's County PD

Massachusetts[5]
Boston PD
Bourne PD
Brewster PD
Cambridge
Chatham PD
Dennis PD
Edgartown PD
Fall River PD
Oak Bluffs PD
Orleans PD
Revere Fire Dept.
Somerset PD
Troro PD
Yarmouth PD

Michigan
Auburn Hills PD
Benzie CS
Big Rapids DPS
Bloomfield Hills DPS
Detroit PD
Gladwin PD
Huntington Woods DPS
Isabella CS
Kentwood PD
Lake CS
Ludington PD
Manistee CS
Mason CS
Mecosta CS
MI State PD
Mt. Pleasant PD
Oak Park DPS
Onaway PD
Redford Township PD
Scottville PD
Troy PD
Waterford PD
West Branch PD

Minnesota
All departments - Supreme Court ruling[6]

Mississippi
Biloxi PD
Cleveland PD
Gulfport PD
Harrison CS
Jackson CS

Missouri
Lake Area Narcotics Enforcement Group
Platte CS
St. Louis County Major Case Squad
St. Louis County PD

Montana
Billings PD
Bozeman PD
Butte/Silverbow LED
Cascade CS
Flathead CS
Gallatin CS
Great Falls PD
Helena PD

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[4] ME REV. STAT. ANN. Title 25, § 2803-B(1)(K) (West 2006).

[5] Owing to the ruling of the Supreme Judicial Court of Massachusetts in *Commonwealth v. DiGiambattista*, 813 N.E.2d 516 (Mass. 2004), most law enforcement agencies have begun to record custodial felony interrogations.

[6] *State v. Scales*, 518 N.W.2d 587, 591 (Minn. 1994).

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Kalispell PD
Lewis & Clark CS
Missoula PD
Missoula CS

Nebraska
Beatrice PD
Buffalo CS
Columbus PD
Cozad PD
Dawson CS
Douglas CS
Grand Island PD
Hall CS
Hastings PD
Holdredge PD
Kearney PD
Lancaster CS
Lincoln CS
Lincoln PD
Madison CS
NE State Patrol
Norfolk PD
North Platte PD
Omaha PD
O'Neill PD
Sarpy CS

Nevada
Boulder City PD
Carlin PD
Douglas CS
Elko CS
Elko PD
Henderson PD
Lander CS
Las Vegas Metro PD
Nevada DPS
North Las Vegas PD
Reno PD
Sparks PD
Washoe CS
Wells PD
Yerington PD

New Hampshire[7]
Carroll CS
Concord PD
Conway PD
Enfield PD
Keene PD
Laconia PD
Lebanon PD
Nashua PD
NH State PD
Plymouth PD
Portsmouth PD
Swanzey PD

New Jersey
All departments - Supreme Court Rule: homicides 1/06, other felonies 1/07[8]

New Mexico
All departments - statute[9]

New York
Binghamton PD
Broome CS
Cayuga Heights PD
Delaware CS
Deposit PD
Dryden PD
Endicott PD
NY State PD - Binghamton
NY State PD - Ithaca
NY State PD - Oneonta
NY State PD - Sidney
Tompkins CS
Vestal PD

North Carolina
Burlington PD
Concord PD
Wilmington PD

North Dakota
Bismarck PD
Burleigh CS
Fargo PD
Grand Forks CS
Grand Forks PD

Ohio
Akron PD
Brown CS
Columbus PD
Dawson CS
Franklin PD
Garfield Heights PD
Grandview Heights PD
Hartford PD
Hudson PD
Millersburg PD
OH Board of Pharmacy
OH State Univ. PD
Ontario PD
Reynoldsburg PD
Upper Arlington PD
Wapakoneta PD
Westerville PD
Westlake PD
Worthington PD

Oklahoma
Moore PD
Norman PD
Oklahoma CS
Tecumseh PD

Oregon
Bend PD
Clackamas CS
Douglas CS
Eugene PD
Lincoln City PD
Medford PD
Ontario PD
OR State PD, Springfield

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[7] In *State v. Barnett*, 789 A.2d 629, 632-33 (N.H. 2002), the Supreme Court held that, if an electronically recorded final statement is offered into evidence, it is admissible only if the entire post-*Miranda* interrogation session was recorded.

[8] Supreme Court Rule 3.17 (2005).

[9] N.M. STAT. ANN. § 29-1-16 (West 2006).

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Roseburg PD
Salem PD
Warrenton PD
Yamhill CS

Pennsylvania

Rhode Island
Woonsocket PD

South Carolina
Aiken CS
Aiken DPS
N. Augusta DPS
Savannah River Site Law Enf.

South Dakota
Aberdeen PD
Brown CS
Clay CS
Lincoln CS
Sioux Falls PD
SD State Div. of Criminal Investigations
Vermillion PD

Tennessee
Blount CS
Bradley CS
Brentwood PD
Chattanooga PD
Cleveland PD
Goodlettsville PD
Hamilton CS
Hendersonville PD
Loudon CS
Montgomery CS
Murfreesboro PD
Nashville PD

Texas[10]
Austin PD
Burleson PD
Cedar Park PD
Cleburne PD
Collin CS
Corpus Christi PD
Dallas PD
Florence PD
Frisco PD
Georgetown PD
Granger PD
Harris CS
Houston PD
Hutto PD
Johnson CS
Kileen PD
Leander PD
Plano PD
Randall CS
Richardson PD
Round Rock PD
San Antonio PD
San Jacinto CS
Taylor PD
Webster PD
Williamson CS

Utah
Salt Lake City PD
Salt Lake CS
Utah CS

Vermont
Norwich PD

Virginia
Loudoun CS
Richmond PD

Washington
Adams CS
Bellevue PD
Bothell PD
Buckley PD
Chehalis CS
Columbia CS
Ellesburg PD
Federal Way PD
King CS
King County Arson Investigation Units
Kittitas CS
Lewis CS
Mercer Island PD
Mount Vernon PD
Pierce CS
Snohomish CS
Thurston CS
Univ. WA PD
WA State Patrol
Yakima CS

West Virginia
Charles Town PD
Morgantown PD
Wheeling PD

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[10] The Texas Code of Criminal Procedure provides that a defendant's oral statement is inadmissible unless recorded, but does not require that questioning preceding the final statement be recorded, and does not deal with suspects' written statements. TEX. CODE CRIM. PROC. ANN. art. 38.22 (Vernon 2004); *see also Rae v. State*, No. 01-98-00283-CR, 2001 WL 125977, at 3 (Tex. App. 2001); *Franks v. State*, 712 S.W.2d 858, 860 (Tex. App. 1986).

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Wisconsin
All departments - statute
(juveniles 1/1/06,
adults 1/1/07)[11]
Wyoming
Cheyenne PD
Laramie CS
Laramie PD

– END –

[11] Wis. Stat. § § 968.073, 972.115 (2005).

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