

<p>RABUN COUNTY SHERIFF'S OFFICE</p>  <p>General Order Number: 5.04</p>	<p>Date of Issue</p> <p>2/23/2016</p>	<p>Effective Date</p> <p>2/23/2016</p>	<p>Revision Date</p>
<p>Subject: CONFESSIONS AND ADMISSIONS</p>	<p>Amends:</p>	<p>Rescinds:</p>	
<p>Index as:</p> <ul style="list-style-type: none"> Confessions and Admissions General Policies and Procedures 	<p>State Certification Standards: 4.2</p>		

PURPOSE

The purpose of this General Order is to prescribe the Rabun County Sheriff's Office policies and procedures regarding Confessions and Admissions.

STATEMENT OF POLICY

It shall be the policy of the Rabun County Sheriff's office that all confessions and admissions be obtained in accordance with all federal and state statutes and court decisions.

DISCUSSION

For a confession or admission to be used in a criminal investigation, the confession or admission must be obtained in accordance with all appropriate statutes and court decisions. Therefore, it is very important that the personnel of the Rabun County Sheriff's Office be familiar with these statutes.

I. GENERAL PROCEDURES

- A. Statements obtained during an interview must not be based on coercion, promises, delays in arraignment, or deprivation of basic human comforts, or refusal of counsel.
- B. To use a statement in a criminal proceeding, a suspect in custody should be advised of his or her Miranda rights, and the officer must be able to show the suspect understood those rights and made a knowing and intelligent waiver of those rights.

- C. Whenever possible, all confessions or admissions made by a suspect will be audio and/or video recorded or written by the suspect and witnessed by another officer. This does not prevent the use of confessions or admissions verbally made by a suspect that could not be recorded or formally written out.
- D. All suspects in a criminal investigation will be afforded timely judicial hearings in accordance to federal and state statutes.



By Order of the Sheriff: **Chad K. Nichols**
Sheriff, Rabun County