

TEXARKANA, TEXAS POLICE DEPARTMENT
GENERAL ORDERS MANUAL

<i>Effective Date</i> February 1, 2008		<i>Amended Date</i>	<i>Directive</i> 7.04.1
<i>Subject</i> Miranda Warning			
<i>Reference</i>			
<i>Distribution</i> All Personnel City Manager City Attorney	<i>TPCA Best Practices Recognition Program Reference</i> 7.04.1 Miranda Warning	<i>Review Date</i> January 1, 2017	<i>Pages</i> 1

This Operations Directive is for internal use only and does not enhance an officer's civil or criminal liability in any way. It should not be construed as a creation of a higher standard of safety or care in an evidentiary sense, with respect to third party claims. Violations of this Operations Directive, if proven, may only form the basis for a complaint by this Department, and only in a non-judicial administrative setting.

SECTION 1 PURPOSE

The purpose of this policy is to require that all defendants be given a Miranda warning prior to any custodial interrogation.

SECTION 2 POLICY

It is the policy of the Department that all arrested persons be given a Miranda warning prior to any custodial interrogation in accordance with the law and U.S. Supreme Court rulings.

SECTION 3 PROCEDURES

- A. When an officer makes an arrest, with or without a warrant, the officer interrogating the arrested person will ensure that the arrested person is read his "Miranda Warning" prior to any custodial interrogation.
- B. The Miranda warning and the time of the Miranda warning shall be noted in the officer's report.
- C. RESPONSIBILITY
 - 1. All members of the Department shall know and comply with all aspects of this directive.
 - 2. All Division Commanders and supervisory personnel are responsible for ensuring compliance with the provisions and intent of this directive.