

from interrogating a suspect prior to his appearance before the magistrate, would appear to have completely emasculated their effectiveness. So I fear, as has been the case many times past, the pattern set for Federal law-enforcement officers to follow, will shortly be the rule for all of us.

The CHAIRMAN. What rule is followed with regard to investigative arrests in California at the present time?

Sheriff CANLIS. Reasonableness again is the measure, Senator. And we have no—in no event greater than 48 hours, excluding Sunday. But the reasonableness there is also examined by the courts in every instance.

The CHAIRMAN. Is this written into a statute?

Sheriff CANLIS. Yes, sir.

The CHAIRMAN. How has that statute been construed by the Supreme Court of California?

Sheriff CANLIS. It has been examined in some of the cases, and the reasonableness as applied has been judged by the courts in each individual case. There have been some reverses.

The CHAIRMAN. How about the admission of confessions?

Sheriff CANLIS. They are examined quite carefully, and they have been for many, many years, even in light of this rule, and, of course, as you are well aware there are many many safeguards, constitutional and procedural, about the admissions of confessions or admissions of damaging statements and the manner in which they are obtained, and these are subject to careful review by the courts. They have been for a great many years.

The CHAIRMAN. What is the statutory law in California on admission of confessions?

Sheriff CANLIS. Senator, because of the time element, I am ill prepared. I do not want to make a statement that is even partly incorrect.

The CHAIRMAN. We can have it checked. The staff can check it out, because the statute will speak for itself. I assume it probably follows pretty much the general law.

Sheriff CANLIS. Constitutional provisions, and its interpretation.

The CHAIRMAN. Should he be taken before a committing magistrate without unreasonably delay?

Sheriff CANLIS. Without unreasonable delay. And this is examined even in light of the fact that we are allowed or permitted by the statute no more than 48 hours, or excluding Sundays. The reasonableness is again examined on each occasion, and the manner in which the confession has been obtained.

The CHAIRMAN. Thank you.

Sheriff CANLIS. Generally speaking, law enforcement has not been so fortunate as other units of government in gaining new personnel, even in light of the ever-increasing laws. We are spread so thin that even a slight adjustment further restricting our operations will have an unsalutary effect on the peace of the community.

We have witnessed many times recently, and alarmingly with increasing frequency, some segments of our society acting as if they had already returned to the jungle.

Our function to protect life and property and to preserve the peace and to prevent crime, is not as uncomplicated as it sounds. As our society becomes more sophisticated, the laws which we are sworn to