



## GRAND JURY LAWS IN THE THIRTEEN WESTERN STATES

### Oregon alone has no mandate to record grand jury proceedings

| STATE     | VERBATIM RECORDING REQUIREMENT   |
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| <b>AK</b> | <b>AK Rule Crim. Proc. 6(j):</b> “All proceedings before the grand jury, including the testimony of witnesses and any statements made by the prosecuting attorney or by any of the jurors, shall be electronically recorded.”  |
| <b>AZ</b> | <b>A.R.S § 21-411 A:</b> “The presiding judge of the superior court shall appoint a regularly appointed court reporter to record the proceedings before the grand jury, except the deliberations of the grand jury.”   |
| <b>CA</b> | <b>Cal. Penal Code &amp; 938 (a):</b> “Whenever criminal causes are being investigated before the grand jury, it shall appoint a competent stenographic reporter. He shall be sworn and shall report in shorthand the testimony given in such causes and shall transcribe the shorthand in all cases where an indictment is returned or accusation presented.” |
| <b>CO</b> | <b>Co. R. Crim. Proc., Rule 6.4:</b> “A certified or authorized reporter shall be present at all grand jury sessions. All grand jury proceedings and testimony from commencement to adjournment shall be reported.”  |
| <b>ID</b> | <b>I.C.R. Rule 6.3:</b> “All proceedings of the grand jury, except deliberations, shall be recorded, either stenographically or electronically.”   |
| <b>HA</b> | <b>§ 612-58 (c):</b> “All inquiries made by the grand jury of the grand jury counsel and all exchanges between them shall be recorded verbatim and made part of the record of the grand jury proceedings.”   |
| <b>MT</b> | <b>MCA 46-11-316 (1):</b> “The grand jury shall either appoint a stenographer to take in shorthand the testimony of witnesses or the testimony must be taken by a recording device, but the record so made must include the testimony of all witnesses on that particular investigation.”  |
| <b>NV</b> | <b>N.R.S. 172.215 (1):</b> “Whenever criminal cases are being investigated by the grand jury, it shall appoint a certified court reporter.”  |
| <b>NM</b> | <b>N. M. S. A. 1978, § 31-6-8:</b> “All proceedings in the grand jury room, with the exception of the deliberations of the grand jury, shall be reported verbatim . . .”   |
| <b>OR</b> | <b>No duty to create verbatim record</b>   |
| <b>UT</b> | <b>U.C.A. 1953 § 77-10a-13 (7)(a):</b> “All proceedings, except when the grand jury is deliberating or voting, shall be recorded stenographically or by an electronic recording device.”   |
| <b>WA</b> | <b>R.C.W. 10.27.080:</b> “No person shall be present at sessions of the grand jury or special inquiry judge except . . . the reporter . . .”   |
| <b>WY</b> | <b>W.R. Cr. P. Rule 6 (10):</b> “All proceedings, except when the grand jury is deliberating or voting, shall be recorded stenographically or by an electronic recording device.”  |

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