

Investigating and Prosecuting Domestic Violence and Co-occurring Crimes (24 Hours)

Monday

8:00 a.m. – 8:30 a.m. Orientation and Pre-test

Learning Objectives:

1.1 With references, the student will be able to identify how the course is to be conducted, the expected behavior and what will be expected to successfully complete the course in accordance with the Department of Criminal Justice Training policies and procedures, the Kentucky Administrative rules and regulations and course standards.

8:30 a.m. – 10:00 a.m. In Her Shoes

Learning Objectives:

2.1 With reference and as discussed in class, the student will be able to understand the issues and emotions survivors of domestic violence face each day.

2.2 With reference and as discussed in class, the student will be able to understand the different responses survivors receive from family, friends, and community members.

2.3 With reference and as discussed in class, the student will be able to understand the true complexity of domestic violence and the lasting impact it has on the survivor and their loved ones.

10:00 a.m. – 11:30 a.m. Going Forward Without the Victim: Evidence Based Prosecution of Intimate Partner Violence

Learning objectives:

3.1 With reference and as discussed in class, the student will be better able to secure important evidence that will strengthen and enhance the case regardless of victim participation.

3.2 With reference and as discussed in class, the student will be better able to build a case that does not depend upon the victim's testimony at trial.

3.3 With reference and as discussed in class, the student will be better able to develop and present expert testimony to explain victim behavior.

3.4 With reference and as discussed in class, the student will be better able to conduct direct or cross-examination of victims who recant, minimize, or testify for the defense, using a “soft cross” technique.

11:30 p.m. – 12:30 p.m. **Lunch**

12:30 p.m. – 2:00 p.m. **Investigating and Prosecuting the Strangulation Case**

Learning Objectives:

4.1 With references and as discussed in class, the student will be able to identify the signs and symptoms of strangulation.

4.2 With references and as discussed in class, the student will be able to understand the lethality of strangulation.

4.3 With references and as discussed in class, the student will be able to successfully interview the victim.

4.4 With references and as discussed in class, the student will be able to document the evidence.

4.5 With references and as discussed in class, the student will be able to identify the steps to successfully prosecute.

2:00 p.m. – 3:30 p.m. **Investigating and Prosecuting the Stalking Case**

Learning Objectives:

5.1 With references and as discussed in class, the student will be able to identify stalking personalities and behavior.

5.2 With references and as discussed in class, the student will be able to understand the impact on victims and communities and the level of danger.

5.3 With references and as discussed in class, the student will be able to detect and respond to stalking crimes.

5.4 With references and as discussed in class, the student will be able to establish probable cause and apply effective investigative tactics and counter measures.

5.5 With references and as discussed in class, the student will be able to build and try a case.

5.6 With references and as discussed in class, the student will be able to apply Kentucky's stalking laws.

5.7 With references and as discussed in class, the student will be able to work with victims to promote their safety.

5.8 With references and as discussed in class, the student will be able to collaborate and coordinate with allied professionals to identify, investigate and ultimately prosecute stalking cases.

3:30 p.m. – 5:00 p.m. **Betraying the Badge: Officer Involved Domestic Violence**

Learning Objectives:

6.1 With reference and as discussed in class, the student will be better able to respond to the unique challenges present in cases when a domestic violence victim or offender is a law enforcement officer.

6.2 With reference and as discussed in class, the student will be better able to coordinate criminal investigation and prosecution with administrative proceedings.

6.3 With reference and as discussed in class, the student will be better able to implement strategies to prevent and detect domestic violence in the law enforcement family with a zero-tolerance policy for abuse.

5:00 p.m. – 7:00 p.m. **Law Enforcement Project #1: Victims with Disabilities:
The Forensic Interview** (self-study)

Learning Objectives:

- 7.1 With references and as discussed in class, the student will be able to define cognitive disability.
- 7.2 With references and as discussed in class, the student will be able to define communication disability.
- 7.3 With references and as discussed in class, the student will be able to list the four steps in the pre-interview process.
- 7.4 With references and as discussed in class, the student will be able to list the eight steps in the interview process.
- 7.5 With references and as discussed in class, the student will be able to identify the post interview process.
- 7.6 With references and as discussed in class, the student will be able to list the five methods of communicating with a person with a disability.

Tuesday

8:00 a.m. – 10:00 a.m. **Helping the Hidden Victims: Responding to Children at the Scene**
(law enforcement breakout)

Learning Objectives:

- 8.1 With reference and as discussed in class, the student will have a deeper understanding of the obstacles and behaviors that may be encountered when children are present at the scene of a domestic violence incident and learn tools for an appropriate response.
- 8.2 With reference and as discussed in class, the student will learn investigation tips and interviewing and safety planning strategies needed for a successful interview of and intervention with children at the scene of a domestic violence incident.

OR

Dispelling Myths, Explaining Victim Behavior, and Introducing Expert Testimony (prosecutor breakout)

Learning Objectives:

8.1(a) With reference and as discussed in class, the student will be able to recognize victim behaviors that may require explanation at trial

8.2(a) With reference and as discussed in class, the student will be able to educate judges and juries about victim behaviors and dispel myths

8.3(a) With reference and as discussed in class, the student will be able to identify and work with experts to prepare a case for trial

8.4(a) With reference and as discussed in class, the student will be able to apply necessary law in order to be able to introduce expert testimony at trial

AND

Criminal, Meets Civil: Coordinating With the Victim's Attorney (prosecutor breakout)

8.1(b) With reference and as discussed in class, the student will be able to identify relevant information and evidence that may be in the possession of a victim's civil attorney that will facilitate prosecution with or without the victim's participation in the criminal case

8.2(b) With reference and as discussed in class, the student will be able to understand the professional and ethical considerations that may limit the ability of the victim's attorney to share relevant information or evidence with the prosecution

8.3(b) With reference and as discussed in class, the student will be able to build relationships with attorneys representing victims in civil proceedings to facilitate communication and enhance victim safety.

10:00 a.m. – 12:00 a.m. **Ethical Considerations in Violence Against Women Cases**
(prosecutor breakout)

Learning Objectives:

9.1 With reference and as discussed in class, the student will be able to identify legal obligations of prosecutors trying violence against women cases.

9.2 With reference and as discussed in class, the student will be able to articulate ethical responsibilities at each stage of the criminal justice process.

9.3 With reference and as discussed in class, the student will be able to navigate the challenges related to prosecutorial discretion, recantation, and disclosure of evidence.

9.4 With reference and as discussed in class, the student will be able to approach charging decisions, immunity, trial publicity, compelling victim testimony, and issues related to Crawford from an ethical framework.

OR

On- Scene Investigation (law enforcement breakout)

Learning Objectives:

9.1 With reference and as discussed in class, the student will learn skills for conducting an investigation including the CALM technique of gaining control and stabilizing the incident.

9.2 With reference and as discussed in class, the student will learn the five objectives of domestic violence investigation including documentation of the evidence and interview techniques for the offender, victim and children.

12:00 p.m. – 1:00 p.m. **Lunch**

1:00 p.m. – 2:00 p.m. **Identifying the Predominant Aggressor and Evaluating Lethality**

Learning Objectives:

10.1 With reference and as discussed in class, the student will be better able to evaluate the context within which an act of violence occurs.

10.2 With reference and as discussed in class, the student will be better able to overcome batterer manipulation of the justice system.

10.3 With reference and as discussed in class, the student will be better able to identify risk and lethality factors.

2:00 p.m. – 3:00 p.m. **Context Is Everything: Battered Women Charged With Crimes**

Learning Objectives:

11.1 With reference and as discussed in class, the student will be better able to identify a defendant who is a victim of battering at the hands of the complainant.

11.2 With reference and as discussed in class, the student will be better able to develop a response in coordination with advocates and other agencies that will hold a victim-defendant accountable and increase her/his level of safety.

11.3 With reference and as discussed in class, the student will be better able to balance victim-defendant accountability with safety considerations.

3:00 p.m. – 4:00 p.m. **Intimate Partner Violence and Firearms: A Deadly Combination**

Learning Objectives:

12.1 With reference and as discussed in class, the student will be able to access the tools afforded by state and federal criminal codes and partner with local United States Attorneys' Offices.

12.2 With reference and as discussed in class, the student will be able to effectively prosecute charges of firearms possession by individuals prohibited from possessing firearms.

12.3 With reference and as discussed in class, the student will be able to create an accurate record of charges and convictions through a proactive approach in misdemeanor courts.

12.4 With reference and as discussed in class, the student will be able to collaborate with allied professionals to disarm dangerous individuals, hold violent offenders accountable, and enhance victim safety.

4:00 p.m. – 5:00 p.m. **Improving the Justice System Response To Witness Intimidation**

Learning Objectives:

13.1 With reference and as discussed in class, the student will be able to identify opportunities to detect and prevent intimidation.

13.2 With reference and as discussed in class, the student will be able to recognize and respond to criminal acts of intimidation.

13.3 With reference and as discussed in class, the student will be able to develop strategies to effectively prevent acts of intimidation.

13.4 With reference and as discussed in class, the student will be able to investigate and prosecute intimidation crimes.

Wednesday

8:00 a.m. – 9:00 a.m. **Interviewing Victims**

Learning Objectives:

14.1 With references and as discussed in class, the student will have a better understanding of the importance of preparing for an interview by collaborating with community-based programs that provide services to victims of interpersonal violence as well as other allied professionals who have conducted similar investigations.

14.2 With references and as discussed in class, the student will become familiar with a variety of interview techniques and other tools to develop

their own open-ended questions and protocols for interviewing victims of interpersonal violence.

14.3 With references and as discussed in class, the student will be better able to conduct thoughtful and effective victim interviews.

9:00 a.m. – 10:00 a.m. **Creative Strategies in Detecting, Investigating and Prosecuting Human Trafficking Cases**

Learning Objectives:

15.1 With references and as discussed in class, the student will be better able to recognize the indicators of human trafficking.

15.2 With references and as discussed in class, the student will be better able to identify methods used to control, coerce, and defraud victims.

15.3 With references and as discussed in class, the student will be better able to make charging decisions that account for the context in which human trafficking occurs.

15.4 With references and as discussed in class, the student will be better able to identify and apply the complementary criminal laws that can be used to hold traffickers accountable.

10:00 a.m. – 11:00 a.m. **Investigating, Assessing and Prosecuting the Human Trafficking Case: A Kentucky Case Study**

Learning Objectives:

16.1 With reference and as discussed in class, the student will be able to recognize and effectively respond to human trafficking and related crimes.

16.2 With reference and as discussed in class, the student will be able to develop victim-centered, offender-focused investigation and trial strategies.

16.3 With reference and as discussed in class, the student will understand the benefits of and promote participation in a multi-disciplinary response to human trafficking.

16.4 With reference and as discussed in class, the student will understand the federal laws related to human trafficking and strategies for working with federal prosecutors and law enforcement agencies to investigate and prosecute human trafficking cases.

11:00 a.m. – 12:00 p.m. **Integrating a Trauma Informed/Victim Centered Response**

Learning Objectives:

17.1 With reference and as discussed in class, the student will be better able to recognize the signs and symptoms of trauma.

17.2 With reference and as discussed in class, the student will be better able to conduct thoughtful and effective victim interviews.

17.3 With reference and as discussed in class, the student will be better able to collaborate with allied professionals to fully integrate a trauma-informed approach.

17.4 With reference and as discussed in class, the student will be better able to explain victim behavior at trial.

12:00 p.m. – 1:00 p.m. **Lunch**

(Course concludes for prosecutors)

1:00 p.m. – 2:30 p.m. **Law Enforcement Project #2: Memory and the Law** (self-study)

Learning Objectives:

18.1 With reference, the student will be able to define “imagination inflation”.

18.2 With reference, the student will be able to list the rules of thumb for gauging the accuracy of childhood memories recalled by adults, and by children older than about 10 years.

18.3 With reference, the student will be able to define reality monitoring.

18.4 With reference, the student will be able to list five characteristics of visual and spatial memory.

18.5 With reference, the student will be able to list some of the errors in the memories of children.

18.6 With reference, the student will be able to list the information that should be remembered when interviewing older adults.

18.7 With reference, the student will be able to identify the impact trauma has on memory.

18.8 With reference, the student will be able to list the ways police can influence an interview.

18.9 With reference, the student will be able to identify some of the less obvious forms of leading questions and responses during an interview.

18.10 With reference, the student will be able to identify the components of a cognitive interview.

2:30 p.m. – 3:00 p.m. **Written Exam and Critique**

19.1 Given a course evaluation form, the student will complete the critique in accordance with course standards.

19.2 With references, the student will be able to successfully complete a graded examination in accordance with course standards.

3:00 p.m.

Course Concludes

Investigating and Prosecuting Sexual Assault (16 Hours)

Thursday

8:00 a.m. – 8:30 a.m. Orientation and Pre-test

Learning Objectives:

1.1 With references, the student will be able to identify how the course is to be conducted, the expected behavior and what will be expected to successfully complete the course in accordance with the Department of Criminal Justice Training policies and procedures, the Kentucky Administrative rules and regulations and course standards.

8:30 a.m. – 10:00 a.m. Walk the Walk

Learning Objectives:

2.1 With reference and as discussed in class, the student will be better able to better understand the issues and emotions survivors of sexual violence face each day.

2.2 With reference and as discussed in class, the student will be better able to better understand the different responses survivors receive from family, friends, and community members.

2.3 With reference and as discussed in class, the student will be better able to understand the true complexity of sexual violence and the lasting impact it has on the survivor and their loved ones.

10:00 a.m. – 12:00 p.m. Overcoming the Consent Defense: Investigating and Prosecuting the Non-Stranger Rapist

Learning Objectives:

3.1 With references and as discussed in class, the student will be better able to identify predatory behavior and other characteristics of sex offenders.

3.2 With references and as discussed in class, the student will be better able to develop strategies to educate judges and juries as well as communities about offenders, and thereby overcome societal myths and misconceptions.

3.3 With references and as discussed in class, the student will be better able to focus on the offender and their predatory behavior from investigation through sentencing.

3.4 With references and as discussed in class, the student will be better able to collaborate with allied professionals to identify, investigate, and prosecute non-stranger sexual assaults including those that occur on campuses.

12:00 p.m. – 1:00 p.m. **Lunch**

1:00 p.m. – 3:00 p.m. **Drug and Alcohol Facilitated Sexual Assault**

Learning Objectives:

4.1 With references and as discussed in class, the student will be better able to develop strategies to investigate sexual assault cases where alcohol is present.

4.2 With references and as discussed in class, the student will be better able to overcome challenges related to the prosecution of sexual assault cases where alcohol is present.

4.3 With references and as discussed in class, the student will be better able to collaborate with allied professionals to promote a victim-centered response that incorporates offender focused strategies.

3:00 p.m. – 5:00 p.m. **Addressing Sexual Assault Kit Backlogs and Investigating Cold Cases**

Learning Objectives:

5.1 With references and as discussed in class, participants learn tools and steps in identifying resources necessary to address untested evidence in sexual assault.

5.2 With references and as discussed in class, the participant will have specific information on developing a strategy and plan for the review of these unsolved cases and the laboratory submittal of associated forensic evidence.

5.3 With references and as discussed in class the participants will have an understanding on the best practice for completing follow up investigation and the overall managing cold cases post CODIS hits.

5.4 With references and as discussed in class, participants will understand the impact of these cold cases on the victims and be able to consider an appropriate victim notification process.

5:00 p.m. – 7:00 p.m. **Law Enforcement Project #1: *Reddy v. Evanson*** (Self-study)

6.1 With reference and as discussed in class, the student will be able to list the similarities between the crime committed against Reedy and the crime committed at the Landmark Building on Oct 13, 2004.

6.2 With reference and as discussed in class, the student will be able to list the counts filed in the amended complaint against Evanson, Meyer & Mannel.

6.3 With reference, the student will be able to successfully complete a graded exercise in accordance with course standards.

Friday

8:00 a.m. – 10:00 a.m. **The Impact of Evidence: Identification, Collection and Preservation in Sexual Assaults** (law enforcement breakout)

Learning Objectives:

7.1 With references and as discussed in class, the student will be better able to understand the impact of specific evidence on sexual assault and other sex crime cases.

7.2 With references and as discussed in class, the student will be better able to understand the different types of evidence and the importance of identification, collection and preservation.

7.3 With reference and as discussed in class, the student will be better able to effectively identify and preserve forensic evidence at a scene.

7.4 With references and as discussed in class, the student will be better able to understand proper procedures and techniques that must be utilized so the forensic evidence collected can be used to provide optimal impact on the criminal case.

OR

Beyond Conviction Rates: Measuring Success in Sexual Assault Cases
(prosecutor breakout)

Learning Objectives:

7.1(a) With reference and as discussed in class, the student will be better able to identify promising sexual assault prosecution strategies

7.2(a) With reference and as discussed in class, the student will be better able to develop additional strategies to measure prosecutorial effectiveness

7.3(a) With reference and as discussed in class, the student will be better able to overcome challenges related to success based on conviction rates alone.

AND

Making it Stick: Protecting the Record for Appeal
(prosecutor breakout)

Learning Objectives:

7.1(b) With reference and as discussed in class, the student will be better able to direct the investigation of a domestic violence or sexual assault case to maximize admissible evidence at trial.

7.2(b) With reference and as discussed in class, the student will be better able to make strategic charging decision that will minimize evidentiary obstacles.

7.3(b) With reference and as discussed in class, the student will be better able to prepare the judge, through pretrial motions and briefings, to make the correct rulings on the record with respect to evidentiary issues, jury instructions, and sentencing factors.

7.4(b) With reference and as discussed in class, the student will be better able to identify essential facts to be placed on the record at the time of pleas and sentencing

10:00 a.m. – 11:30 a.m. **Investigating and Prosecuting Sexual Abuse in Confinement**

Learning Objectives:

8.1 With references and as discussed in class, the student will be better able to identify strategies for investigations and prosecutions of sexual abusers to victims in confinement.

8.2 With references and as discussed in class, the student will be better able to articulate multiple, safe, and confidential points of entry for potential reporters of abuse.

8.3 With references and as discussed in class, the student will be better able to effectively address opportunities for victim intimidation and retaliation in ways that promote victim and witness safety.

8.4 With references and as discussed in class, the student will be better able to utilize policies and protocols that aid in effective prosecution of these cases.

11:30 a.m. – 12:30 p.m. **Lunch**

12:30 p.m. – 2:30 p.m. **Good Cop, Bad Cop: When Officers Offend**

Learning Objectives:

9.1 With references and as discussed in class, the student will be better able to understand common themes relating to the victim and the offender in child sexual abuse cases.

9.2 With references and as discussed in class, the student will better understand some of the reasons child sexual abuse victims delay disclosure.

9.3 With references and as discussed in class, the student will be better able to implement investigative strategies for use in sexual assault cases involving law enforcement officers as offenders.

9.4 With references and as discussed in class, the student will be better able to respond to the unique complexities and challenges present in cases when a sexual assault or abuse victim or offender is a law enforcement officer.

9.5 With references and as discussed in class, the student will be more aware of the resources available to assist law enforcement leaders in investigating and preventing sexual offenses and sexual misconduct within the law enforcement family.

2:30 p.m. – 3:00 p.m. **Written Exam and Critique**
(Course concludes for prosecutors)

Learning Objectives:

10.1 Given a course evaluation form, the student will complete the critique in accordance with course standards.

10.2 With references, the student will be able to successfully complete a graded examination in accordance with course standards.

3:00 p.m. **Course concludes**