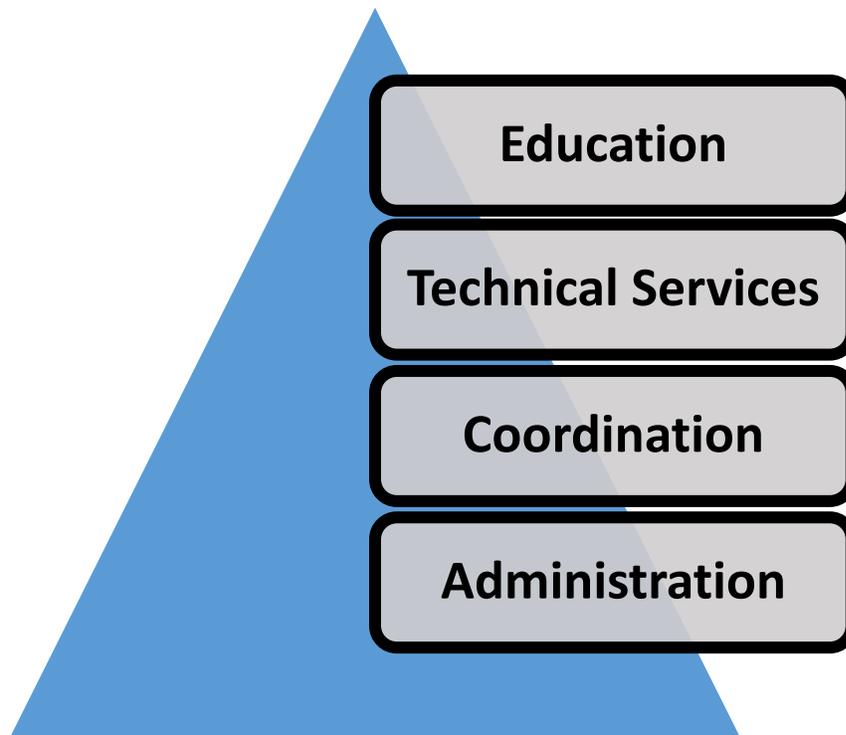


**PROSECUTING ATTORNEYS
COORDINATING COUNCIL**

**ANNUAL REPORT
2016**



P A C C

PROSECUTING ATTORNEYS COORDINATING COUNCIL
116 WEST OTTAWA
LANSING, MICHIGAN 48913

PROSECUTING ATTORNEYS COORDINATING COUNCIL

2016 ANNUAL REPORT

The Prosecuting Attorneys Coordinating Council (PACC) was created in 1972 by Public Act 203, as an autonomous entity within the Department of Attorney General. Its statutory mission is to ensure that all 83 of Michigan's prosecutors are "informed of all changes in law and matters pertaining to their offices". PACC has become a nationally recognized leader in the training and advancement of prosecution services. Services provided to offices fall into the following general categories:



- | | |
|------------------------|---|
| Professional Education | Publications and legal updates |
| Legal Assistance | Automation and computer services |
| Grants Administration | Coordination of prosecution between offices |

◆ PROFESSIONAL EDUCATION

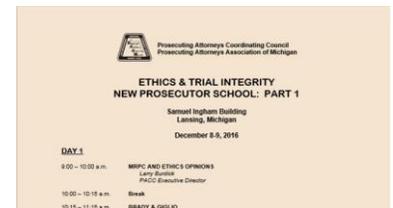
This area consists of two separate yet equally important training areas: continuing legal education and trial skills. PACC legal education and trial skills training programs for many years, have been funded in large part by a grant of Michigan Justice Training Funds (MJTF) from the Michigan Commission on Law Enforcement Standards (MCOLES). Acting on behalf of all of Michigan's prosecutors, PACC has administered the funds for the offices throughout the state. MJTF funding, however, was discontinued at the end of 2015.



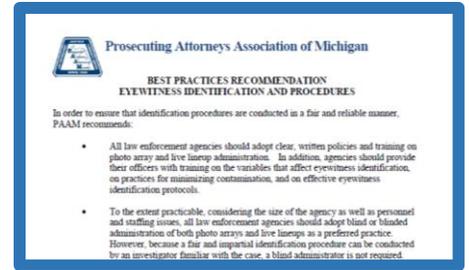
Commencing with the 2015/16 fiscal year, MJTF funds were replaced with direct funding by the State of Michigan through the PACC general budget. As local funding for training continues to remain flat or be reduced in county budgets, this new source of State funding is critical to allow professional training for prosecution staff. Training funds have been renewed for 2016/17.

PACC staff develops training on a variety of topics, including current legal issues, management, new staff programs, child support, domestic and sexual violence, traffic, appellate advocacy and ethics. PACC strives to bring best training practices and makes programs and training materials available online and through podcasts and webinars. This past year saw an expansion of trainings, including new trainings related to child sexual assault trial advocacy, advanced trial advocacy, ethics and trial integrity and elder justice financial crimes.

PACC staff has also worked with the PAAM Michigan Prosecutors' Justice Initiative and Ethics Committee to formulate and disseminate *best practices*



for Michigan prosecutors in a number of different areas. These recommendations are developed through collaborative discussion and review among not only Michigan prosecutors, but in conjunction with best practices developed by prosecutors around the Country. At this time, best practices have been developed in the areas of eyewitness identification, discovery, continuing legal education and media communication.



◆ LEGAL PUBLICATIONS AND RESOURCES

The PACC Courtroom and Warrant Manuals are in daily use by prosecutors and many of the State’s courts, clerks’ offices and local police departments. The Warrant Manual is updated quarterly and provides uniform charging information for all state law criminal violations. This uniformity allows for the correct tracking and reporting of criminal history information on those charged and convicted of criminal acts in Michigan.

Warrant Manual

PACC's Courtroom Manual is used by prosecutors in their trial work and provides a quick and accurate reference to case law, statutes and court rules. It is updated quarterly to reflect new court decisions.

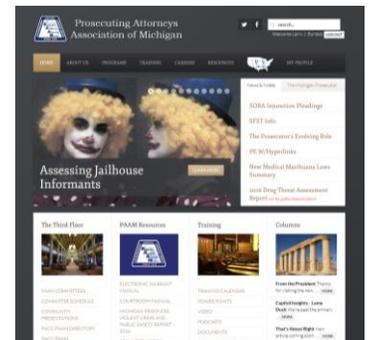
The Michigan Prosecutor newsletter is widely distributed to prosecutors, law enforcement and other criminal justice professionals. The newsletter is published monthly and contains information on legal issues at both the state and federal level along with information on training, statutory enactments, employment and other areas of interest to Michigan's prosecutors.



PACC, along with the Prosecuting Attorneys Association of Michigan (PAAM), continues work to create comprehensive best practices manuals addressing a variety of issues of importance to prosecutors, including, for example, conflict of interest, discovery, ethics and office policies.

All of these publications are provided in an electronic format. This facilitates easy updating and economical distribution to our members.

Additionally, PACC in cooperation with PAAM, operates a robust website, providing important information on criminal justice matters to the public, and serving as an interactive repository for training and other pertinent materials for Michigan prosecutors, such as podcasts, power-points, manuals, etc.



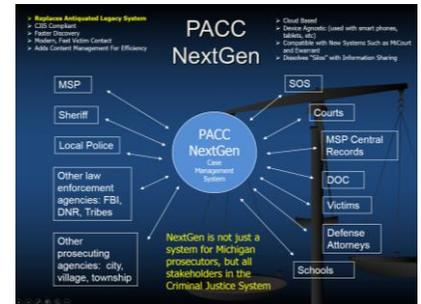
◆ COMPUTER AND SOFTWARE SERVICES

The adult and juvenile case tracking systems developed and maintained by staff are now used by 78 of 83 counties plus the Attorney General’s Criminal Division. Two more counties are



scheduled to come online in 2017. Many of these services are accessible through the internet, permitting the users to expand their access to the information via a variety of electronic devices. This has permitted us to more quickly and efficiently update information for our users.

PACC continues to work on the electronic transfer of information between every agency involved in the criminal justice system, and is working to convert all of its users to a web-based application. This ambitious project (titled *NextGen*) will replace a legacy case management system dating back 30 years. More details of this new system are explained later in this report.



◆ LEGAL RESEARCH

PACC serves as a research source for prosecutor offices concerning a variety of legal issues, including questions of law, court rules and trial strategy. Questions often arise concerning newly enacted pieces of legislation and their impact on cases and the authorization of criminal charges. PACC also manages many web-based discussion forums to facilitate the sharing of legal knowledge between offices. PACC is a source of information to the public on prosecution issues and concerns citizens may have concerning a variety of criminal justice issues.

◆ PACC ADMINISTRATION OF GRANT PROGRAMS



PACC works with the Prosecuting Attorneys Association of Michigan (PAAM) to manage a number of other grants. PACC receives an administrative fee for this service and uses these fees to support the restricted fund portion of its budget. These numerous federal grants provide funding in important criminal justice areas such as Violence Against Women, Traffic Safety, Child Abuse Prevention, Vulnerable Adult Abuse, Victims’ Rights and Sexual Assault Kits.

◆ COORDINATION OF PROSECUTION SERVICES

As part of its mission of service to prosecutors, PACC works with the PAAM Board of Directors and PAAM staff to coordinate our training, case management and other services. These efforts are designed to maximize the use of available funds and encompass as broad an area of service as possible.

For many years, PACC has coordinated efforts with prosecutors and PAAM to execute a Summer Intern Program that uses second year law students to assist offices. The program allows students the opportunity to gain hands-on legal experience, including conducting trials and other court proceedings. PACC facilitates seeking out interested applicants and collecting resumes, interviewing candidates and forwarding intern recommendations to interested counties. Further, it provides all the accounting and administrative costs of the program in addition to recruitment. The participating counties provide the funds for the positions.



PACC also works with PAAM on the prosecution of Welfare Fraud by coordinating a contract that reimburses prosecutors for their expenses incurred in the prosecution of those crimes. All of Michigan's prosecutors and the Attorney General, who prosecutes cases in Wayne County, participate in this program. PACC coordinates the required reporting involved in the payment of reimbursement by federal officials for costs incurred in prosecution. This program has been in existence since 1982 as a method to encourage prosecution in this area.

Special
Prosecuting
Attorneys

In conjunction with the Department of the Attorney General, Criminal Division, PACC facilitates the assignment of special prosecutors in cases where the local prosecutor has a conflict of interest and cannot proceed with the matter. Conflict cases typically number 200-300 per year.

PACC executive staff work collaboratively with the PAAM Public Affairs Director, KC Steckelberg, to develop concepts for statutory changes in the criminal justice system, suggested by prosecutors, into viable legislation. Additionally, staff and the Public Affairs Unit tracks all legislation which may affect local prosecutors, and apprises them when bills are passed via the aforementioned Michigan Prosecutor newsletter and a weekly legislative newsletter authored by Public Affairs.



◆ TUITION AND FEES

The terms of PACC's budget require it to obtain sufficient revenues from training and other services to cover 25% of its annual budget. This is accomplished by charging certain fees and tuition for seminars and other training programs conducted during the year. The tuition and fees are limited to direct costs incurred such as housing, meals, creation and distribution of training materials not covered by grant funds, publication costs, technical service fees and management costs.

◆ **ADDITIONAL REPORTS**

Following are specific reports and information from the various grant programs and service units over which PACC has supervisory authority.

Respectfully submitted,

Larry J Burdick

Larry J. Burdick
Executive Secretary
Prosecuting Attorneys Coordinating Council

PACC/PAAM TECHNICAL SERVICES

The task of the technical services unit is to keep prosecutors current with the technology of our changing society. The unit is directed by Richard Lott with a current staff of nine who are divided among various technical support areas. Their responsibilities involve computer and technical support for all 83 county prosecutors' offices, the Attorney General Criminal operations and the Grand Traverse Band of Ottawa and Chippewa Indians.



The Technical Services unit supports a variety of projects vital ensuring the continued success of the state elected prosecutors.

Projects include:

- **PACC Warrant Manual:** TS is tasked to take Legislative changes to criminal charge codes and provide it in a manner that allows the elected prosecutors to effectively follow changes in the law. The Manual is not only used by Prosecutors and staff, but private subscribers, such as police and courts. In 2016, TS reformatted the Manual to make available for use in Kindle and other eBook apps.
- **Adult & Juvenile Case Management:** Developed in 1978 on Unix Systems, the ACT (Adult Case Tracking) and JCT (Juvenile Case Tracking) systems were re-architected in 2001 as a Windows Software based system that is still being used by 78 counties to date. The system provides uniformity throughout the state of Michigan in the authorization and tracking of thousands of criminal cases issued each year.

Since 2014, TS has been looking to re-architect the ACT/JCT systems, creating a Case Management portal that will allow for an increased uniformity and break down of communication silo's within Michigan. Called NextGen (formally called Web 4.0), it will encompass social office elements, a robust content management system, all on CJIS compliant systems.

- **NextGen Case Management Portal:** Currently being worked on, it will replace the existing ACT and JCT systems. NextGen, a CMS Enterprise Portal is a formalized means of “organizing and storing an organization's documents, and other content, that relate to the organization's processes, strategies, methods and tools used to capture, manage, store, preserve, and deliver content and documents related to organizational processes.” For more information on NextGen, see page 7.
- **Michiganprosecutor.org:** Re-architecting the old website, the new MichiganProsecutor.org (PAAM Website) has a new look. Re-designing it with current W3 technology standards, it has evolved into a large repository of training, information, and guidance for the 83 county prosecutors.

PACC continues to expand its Website to provide links to all prosecutors' sites, and it provides information on training schedules, how the legal process functions, job postings, victim's rights information and other information to assist the public in better understanding the legal process and the prosecutor's role.

- **Integration: eWarrant and MSP LAB Systems:** PACC has also been working with other criminal justice members on a web-based paperless communication system which directly links police, prosecution and courts. Parts of this system are being utilized and tested at various locations in the state. In 2016 PACC rolled part one of MSP Lab integration, allowing the Forensic Science Division to determine if criminal cases have been resolved, thereby avoiding performance of unnecessary evidence-testing. Both eWarrant and MSP LAB will also be integrated into the NextGen project.
- **County Server Support and Upgrade:** The maintenance of servers in the Prosecuting Attorney offices is an ongoing task in Technical Services. TS has a wide variety of operating systems to support (Windows 2000, 2003, 2008, 2012). The current operating system for Windows Server is 2012 platform. Four counties are running an “outdated” legacy operating system (Win 2000). Our short term objective is to convert these counties over to a more stable platform.
- **General Legacy Support:** Technical Services primary goals is to provide support to the prosecutors’ offices for all support matters pertaining to our existing product offerings/projects. From the Warrant Manual, Courtroom Manual, to the Michiganprosecutor.org website to the Case Management systems (ACT & JCT). In 2016, TS implemented a new “ticketing tool” to improve the response to questions or issues that arise in prosecutor offices relative to ACT/JCT.

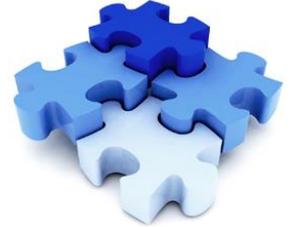
PACC technical staff provides a centralized point designed to ensure that the State’s prosecutors are kept up-to-date in all aspects of technological change. This enables prosecutor offices to provide Michigan's citizens with a system to ensure the rule of law as it relates to victims and the accused.

NextGen

The existing case tracking tool operated by PACC on behalf of Michigan prosecutors, which is used in 78 of 83 counties, was first developed approximately 35 years ago, with its last significant update to Delphi language in 2001. That technology no longer follows standards used in the development of present day systems. The system must be significantly upgraded to a modern, usable environment, to allow prosecutors to best serve our citizens, particularly crime victims.

The current system is network-based, with data stored on servers located in individual counties. It is highly impractical for the system to be accessed offsite. Increasing demands to store and manage documents and other data (for example, police video) further contribute to the antiquity of the present system.

A 2013 survey to prosecutors and their staff, resulted in a significant negative viewpoint of the existing system to manage the needs of offices to perform their various statutory obligations. While some offices have integrated content management software with the current PACC case tracking system, a significant majority of offices do not have this capability. Put very simply, development and delivery of a new system of case management, joined with content management capability is clearly needed. A new system will eliminate the isolation of information that currently exists, and include a portal that allows access, as appropriate, by a multitude of stakeholders in the criminal justice system. Efficiencies will be increased, customer service improved and security enhanced.



The PACC Technical Service team, in cooperation with PAAM staff, has begun the development of NextGen, a new case management system, which includes a content management component. NextGen will assist prosecutors in a number of ways to achieve greater efficiency in the management of cases:

- Ensure a protected and trusted environment for data sharing
- Enable users with the appropriate levels of access to request criminal information at any time from any place and to receive complete and accurate information in a timely manner
- Create opportunities for cost savings by promoting efficient system administration of individual criminal justice functions (e.g., ad-hoc reporting, user accounts)
- Enhance decision making capabilities through improved access to relevant data
- Ensure the availability of current, valid statistical information to support the Prosecutor office
- Reduce redundant data entry and eliminate keystroke errors
- Reduce time locating information or data
- Improve staff productivity
- Provide better insights through the use of business intelligence tools and dashboards
- Increase case flow
- Better prioritization of cases



NextGen will also greatly benefit crime victims by creating a portal allowing for 24/7 access of information in a secure, timely fashion. Other stakeholders, including police, courts, defense counsel and the Michigan Department of Corrections will connect to NextGen and benefit from a connected a more efficient flow of electronic information.



2016 PAAM Traffic Safety Training Program Annual Report

Introduction

Kenneth Stecker and Kinga Gorzelewski are the PAAM's Traffic Safety Resource Prosecutors ("TSRPs"). Kenneth Stecker has over twenty-five (25) years of experience in prosecution and Kinga Gorzelewski has over ten (10) years of experience in prosecution. The Traffic Safety Training Program (TSTP) is 100% funded through a grant with the Michigan Office of Highway Safety Planning.

The main objective of TSTP is to improve the ability of the state's prosecutors to effectively prosecute violations of traffic safety laws, particularly those focused on operating while intoxicated or while impaired by alcohol or a controlled substance, operating on a suspended or revoked license, vehicular homicide, and vehicle crashes involving personal injuries.

To help prosecutors improve their ability to effectively prosecute traffic safety violations, the PAAM Traffic Safety Resource Prosecutors (TSRPs) do the following:

- Provide continuing education seminars to help new assistant prosecuting attorneys develop skills to effectively prosecute traffic safety violations, and to help more experienced prosecutors increase their effectiveness in prosecuting more complex traffic safety violations such as vehicular homicide or felony drunk driving.
- Provide up-to-date reference materials to assist prosecutors in prosecuting traffic safety cases, including newsletters, legal memoranda, and other references to keep prosecutors current on the latest developments in traffic law.
- Serve as dedicated liaisons between the prosecutors and the traffic safety community by fostering communication amongst prosecutors, and between prosecutors and other traffic safety partners.

Additionally, the TSRPs serve as expert resources to prosecutors and law enforcement on a number of matters, including, but not limited to, updates on new and emerging laws and issues, including high BAC, medical marijuana, vehicle forfeitures, case law updates, underage drinking, over-the-counter drugs, prescription drugs, and illegal drugs.

Considered as experts on the voter-approved Michigan Medical Marihuana Act and the Act's ever-changing legal issues, the TSRPs serve on the PAAM Drug Initiatives Committee.

The TSRPs also:

- Participated and presented at webinars.
- Served as instructors at the Standardized Field Sobriety Tests (SFSTs), Advanced Roadside Impaired Driving Enforcement (ARIDE), Drug Recognition Expert (DRE) classes.
- Served on the state's DRE Steering Committee, which provides guidance on policies, procedures, and future trainings for police officers and prosecutors.
- Produced law summaries, legal updates, and the Yellow/Green Light newsletters.
- Provided articles on traffic safety law issues, including, but not limited to, articles for the Office of Highway Safety Planning Safety Network Newsletter and the Michigan Association of District Court Magistrates' newsletter.

The TSTP program is well received.

Traffic Safety Training Program Seminars in 2016

Seminars on topics related to the prosecution of traffic safety violations were developed by the program and are offered to enhance the capability of the state's prosecutors and law enforcement.

Table 1. Traffic Safety Training Program Seminar Objectives and Topics-2016

Seminar	Dates	Participants	Objectives	Topics Included
Cops in Court	1/20; 7/14	Prosecuting Attorneys and Law Enforcement	Learn how to work more effectively with prosecutors in traffic safety cases.	-Effective police report writing -How to present yourself in court -General defense tactics -Vehicle forfeitures -Legal update
Nuts and Bolts-OWI Arrests and Prosecution	2/25; 9/15	Prosecuting Attorneys and Law Enforcement	Learn how to investigate and present an OWI case in court.	-Standardized Field Sobriety Tests (SFSTs) -The DataMaster -Blood alcohol and pharmacology -Properly investigating an OWI case -Properly trying an OWI case
Prosecuting the Drugged Driver	3/31	Prosecuting Attorneys	Learn how to prosecute a drugged driving case.	-Trial preparation -Standardized Field Sobriety Tests (SFSTs) -Better communication skills -Blood alcohol and pharmacology -Effects of drugs on a person -Properly trying an OWI case

Lethal Weapon/Crash to Courtroom	4/11-4/12; 11/2-11/3	Prosecuting Attorneys and Law Enforcement	Learn how to present crash reconstruction in court.	-Basics of crash reconstruction -What a crash does at the crash scene -How to uses a trained crash reconstructionist as a witness
Prosecution Regional Roundtables	4/18-4/22; 4/25-4/29	Prosecuting Attorneys	Overview of Michigan Traffic Safety Laws, and an overview of the TSTP Program.	-Michigan Motor Vehicle Code -Services and training opportunities offered by the TSTP Program in 2015
Visual Trial Training	5/12-5/14; 10/19-10-21	Prosecuting Attorneys	Gain an understanding on how to use visual tools in the courtroom especially for OWI cases.	-Hands-on instructions and demonstrations from faculty -PowerPoint presentations for OWI and vehicular manslaughter trials -Creating a visual trial
Basic OWI Trial Advocacy Program	Week of 5/16	Prosecuting Attorneys, Interns	Learn how to present an OWI case in court.	-Standardized Field Sobriety Tests (SFSTs) -The DataMaster -Blood alcohol and pharmacology
The New World of Drugged Driving	6/16	Prosecuting Attorneys and Law Enforcement	Learn how to better detect, apprehend, and prosecute impaired drivers.	-Detection-Vehicle in Motion -Defense Challenges -Drugs-Signs of Impairment -Seven Drug Categories --Standardized Field Sobriety Tests (SFSTs) - Blood alcohol and pharmacology
Felony Trial Practice	9-21/9-22	Prosecuting Attorneys	Learn how to better prosecute impaired drivers.	-Use of 404(b) Evidence -Expert Witnesses and <i>Daubert</i> Hearing- -Prosecuting Second Degree Murder Vehicular Homicide Cases
Total Trial Advocacy	10/5	Prosecuting Attorneys	Learn how to better prosecute impaired drivers	-Cover every aspect of an OWI trial from Voir Dire to Closing Argument
Advanced OWI Prosecution	12/1	Prosecuting Attorneys	Learn how to better prosecute impaired drivers	-Measurement Uncertainty and MSP Lab Issues -Effect of Alcohol and Drugs in OWI cases -Crossing Defense Experts -Crash reconstructionist Investigation -Prosecuting the Vehicular Homicide

New Data Master (DMT)	12/8	Prosecuting Attorneys	Learn the intrinsic technology of the new Data Master	-The DataMaster Instrument
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Presentations

The Traffic Safety Resource Prosecutors (TSRPs) also made presentations to agencies or organizations interested in traffic safety issues on a number of different topics, including, but not, limited, to the following groups:

- Law enforcement agencies
- Prosecutors
- City Attorneys
- Probation officers
- Substance abuse coalition groups
- Michigan State Police Laboratory
- Governor’s Traffic Safety Advisory Committee
- Michigan Department of State
- Judges
- Magistrates
- Others

Number of Presentations/Attendance for 2016

January-March		April-June		July-September		October-December	
Presentations	Attendees	Presentations	Attendees	Presentations	Attendees	Presentations	Attendees
33	1,355	36	1,670	28	1,040	39	1,435

In 2016, the attendance at these presentations was 5,500 attendees.

The above-mentioned numbers include presentations made at the ARIDE Training Sessions and the 1 DRE Training session in 2016. Additionally, the above-mentioned numbers include the webinars and seminars that the TSRPs hosted and presented.

Technical Assistance

The TSRPs provide technical assistance to prosecuting attorneys in the form of updates, reference materials, newsletters, consultations, and fostering communications and exchange of information amongst prosecutors.

The TSRPs make recommendations to prosecutors concurrent with legislative and case law changes. The TSRPs distribute newsletters, legal memoranda, and other reference materials to prosecutors to keep them current on the latest developments in traffic safety law. The Program

also provides consultation and advice to prosecutors to help with the prosecution of traffic safety violations, conducts regular and special regional meetings, and maintains a website and a Listserv group.

Newsletter and Other Resources

A newsletter is published by the TSRPs and sent to all prosecutors in the state. The Green Light News is a quarterly newsletter intended to keep prosecutors up-to-date on traffic safety matters by providing information on new legislative bills and court opinions. The Yellow Light Legal Update provides case law and statutory updates.

Other information on alcohol-impaired driving matters including NHTSA brochures, booklets, and CDs are sent to prosecutors and law enforcement officials. Materials that have been sent out include, but are not limited, to the following:

Legal memorandums. There are a number of important legal memorandums sent to all elected prosecutors on very important traffic safety issues.

Community Group PowerPoint. The TSRPs created and distributed these presentations for prosecutors and traffic safety officials to use when speaking to community groups.

Consultations

The TSRPs assist prosecutors with consultations, and respond to calls and inquiries from prosecutors. Over the year, the TSRPs have consulted and answered inquiries on numerous topics including, but not limited to: cross examination of experts, locating counter-defense experts, interpretation of OWI statutes, OWI case strategies, implied consent hearings, obtaining costs for OWI prosecutions, responses to OWI defense motions, questions on legal defense issues being raised, jury instruction, search warrants, DMT, child endangerment, fleeing and eluding, civil infractions, second degree murder vehicular homicide, vehicle forfeitures, zero tolerance, MIP, and the medical marijuana law.

Regular Meetings

The TSRPs meet regularly with prosecutors from around the state to discuss traffic related matters. The TSRPs bring information to prosecutors who cannot attend the seminars, and the meetings provide good opportunities for prosecutors from different counties to discuss traffic safety issues, share information on different policies, and learn how other offices handle traffic safety cases.

These are periodic meetings of assistant prosecutors and law enforcement officers with the objective of improving communications among counties. The TSRPs also provided information to prosecutors and law enforcement officers about any upcoming amended changes to traffic safety laws.

Listserv Message Group

The TSTP Yahoo Group Listserv message group on the Internet is a very useful forum. To use it, a prosecutor simply has to contact one of the TSRPs and sign up. Access is limited to members, so prosecutors can freely and share information about cases, motions and other legal issues. The Listserv group was started in 2003 with 49 members and has grown steadily. As of December 31, 2016, the number of Listserv members are over 500.

2016 David M. Schieber MADD Life Saver Award

The award is given annually to a Michigan prosecutor whose extraordinary work exemplifies the ideals of MADD and the protection of victims. It is named after the late Kent County Assistant Prosecuting Attorney David M. Schieber. Mr. Schieber was a passionate and skilled prosecutor for 28 years before succumbing to cancer in 2009. The David M. Schieber Memorial Scholarship has been created in his honor.

Cass County Prosecuting Attorney Vic Fitz was the recipient of the 2016 David M. Schieber MADD/OHSP Lifesaver Award at the PAAM Annual Banquet. Mr. Fitz was the driving force behind legislative changes to lower the prescribed bodily alcohol limit for watercraft, snowmobiles and ORV from .10 to .08. His tireless work on this and other changes concerning those means of transportation will bring a greater degree of safety to both operators and the public.

Conclusion

The TSRPs will continue to provide continuing professional educational opportunities for all new assistant prosecutors to improve their ability to effectively prosecute traffic safety violations; to provide continuing professional education opportunities for experienced prosecuting attorneys to improve their ability to effectively prosecute more complex traffic safety violations, such as vehicular homicide; to provide quality, up-to-date legal reference materials to assist prosecutors and other traffic safety professionals to more effectively prosecute traffic safety cases; and to continue to be dedicated liaisons between the state's prosecutors and the traffic safety community to work for better coordination in the prosecution of traffic safety violations.



Child Abuse Training Services

Prosecuting Attorney's Association of Michigan



Introduction

The Child Abuse Training Services (CATS) Program is comprised of Julie A. Knop (formerly Welch), Director and Jennifer Doerr, Conference Coordinator. Our program is available to assist your office by developing and training prosecutors, assistant prosecutors and local child abuse professionals in many areas including, (but not limited to) the following topics:

- *Forensic Interviewing of Children Protocol
- *Internet Crimes Against Children
- *Child Trafficking
- *Preparing for Court
- *Medical Issues in Child Abuse Cases
- *Building a Successful Multi-Disciplinary Team
- *Grooming Behaviors
- *Prosecuting Authority Figures
- *Drug Endangered Children
- *Human Trafficking and Child Prostitution
- *Suspect Interviewing and Interrogation

The Forensic Interviewing of Children Protocol is our most sought after training. The Protocol is part of Michigan's Child Protection Law; therefore, each county is required to use only trained Forensic Interviewer's. The CATS program and CWTI (through the Department of Health & Human Services) are the only two approved providers of this training in Michigan. Beginning in 2016 the CATS program implemented a three-day intensive Forensic Interviewing training that meets accreditation standards for Michigan's CAC's. CATS has worked with the Forensic Interviewing Protocol for over 20 years and has had the honor of training members from the Turkey National Police team specializing in Psychological Operations, Anti-terrorism, Organized Crime and Money Laundering as well as consulted with Canada on the use of protocols. Ms. Knop also sits on the Governor's Task Force Committees responsible for updating this protocol and developing new policies relating to child abuse in Michigan. Michigan's Forensic Interviewing Protocol is known nationally and Julie has been involved in training and implementing Michigan's protocol in five other states. Currently Michigan's protocol is being considered as a beginning point for an interviewing process for victims of crime. We have the

ability to review tapes of interviews for you to provide opinions; we can also help with information on expert witnesses in Forensic Interviewing.

Internet predators are a threat to our children. The CATS group has many presentations available to train your staff on Internet Safety, how to investigate internet crimes, and digital child sexually abusive material, etc.

In 2016, we trained over 1400 professionals dedicated to protecting children in Michigan and beyond. And had 139 folks on a wait list to attend. If CATS can be of any assistance to you, please contact me directly at knopJ@michigan.gov or 517-334-6060 ext. 833. Our training information can be obtained directly through our website at www.michiganprosecutor.org.

CATS Seminars: 2016

Dates: 2016	Seminar	Location	Attended:
Jan 8	Interviewing and Interrogation	Traverse City	81
Jan 11-13	Forensic Interviewing: The Next Step	Lansing	40
March 4	Medical Issues/Ct Prep/Report Writing	Bay City	14
March 28-30	Forensic Interviewing: The Next Step	Ann Arbor	41
April 11-12	Child Abuse Trial Advocacy	Lansing	20
May 16	Defending Child Abuse/Neglect	Port Huron	13
May 20	SHIFT	Grand Rapids	61
May 24-26	Forensic Interviewing: The Next Step	Gaylord	40
July 18	Forensic Interviewing for First Responders	Marquette	16
July 19-20	Forensic Interviewing	Marquette	28
Aug 1-2	Forensic Interviewing	Livonia	24

Aug 15	Medical Issues/Ct Prep/Report Writing	Ann Arbor	44
Aug 16-17	Forensic Interviewing	Ann Arbor	40
Sept 20	Debunking Child Abuse Myths	Allendale	35
Oct 11-12	Forensic Interviewing	Ionia	38
Oct 14	Abusive Head Trauma	Lansing	75
Oct 18-19	Forensic Interviewing	Grand Haven	25
Nov 14-15	Forensic Interviewing	Sanilac County	19
Nov 30-Dec 2	Forensic Interviewing: The Next Step	Eaton Rapids	39
Dec 7-8	Forensic Interviewing	Jackson	28
Dec 13-14	Forensic Interviewing	Frankenmuth	28
Dec 14	Medical Issues/Ct Prep/Report Writing	Frankenmuth	16
		<i>Number trained: 2016</i>	745

Presentations

The Child Abuse Training Director also made presentations to other organizations interested in areas of child abuse and neglect on a number of different topics, including:

Battle Creek School District
 Lakeview School District
 University of Michigan Child Abuse and Neglect Conference
 Harbor Springs School District
 The Lansing School District
 Michigan State Police Academy/Recruit School
 County Prosecutors Offices
 DHHS

Michigan Arson Prevention Committee
Michigan Licensing and Regulatory Affairs Department

Other Seminars/Presentations: 2016
Number of individuals trained (*In addition to above numbers)

1st Quarter Jan-March	2nd Quarter April-June	3rd Quarter July - Sept	4th Quarter Oct- Dec
200	350	170	0

Total Number “other seminars” trained: 720

Outreach and Information

Throughout the year the CATS staff provides one-on-one consultation with prosecutors, child advocacy centers and law enforcement on many topics including, internet safety, Forensic Interviewing, the newly revised Model Child Abuse protocol, child exploitation and expert witness assistance. A newsletter is also published quarterly recognizing efforts being made around the United States in the field of child abuse and neglect. The CATS Listserv is a beneficial way to post questions and receive information regarding direct concerns and/or questions. To sign up, please contact me directly at knopJ@michigan.gov.

Looking Ahead

In 2017 we will provide over 50 days of training related to child abuse and neglect, internet safety and prosecuting child exploitation cases. We can also design and implement specific trainings to fit the needs of professionals in your county. Michigan’s Forensic Interviewing Protocol is in the process of being updated and should be complete and released. The Child Abuse unit has created a new training titled “Emerging Trends” which will cover new topics and this class will be held in January in Thompsonville.

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MAY	Mental Health First Aid for Prosecutors & Advocates	28	05-09-16 05-12-16	46.67% Excellent 46.67% Very Good 6.66% Good
JUNE	Internet Crime & Revenge Pornography	75	06-14-16 06-16-16	20.09% Excellent 44.65% Very Good 22.32% Good 12.94% Fair
	Vine 3 Training	119	06-15-16	N/A
JULY	Child Exploitation	33	07-14-16	50.00% Excellent 41.67% Very Good 8.33% Good
AUGUST	VR Annual Conference	96	08-09 to 08-12-16	36.07% Excellent 45.90% Very Good 16.39% Good 1.64% Fair
SEPTEMBER	VRST Elder Abuse: Working with Elderly Crime Victims	60	09/13/16 09/15/16	29.71% Excellent 61.96% Very Good 8.33% Good
OCTOBER	No training offered	N/A	N/A	N/A
NOVEMBER	No training offered	N/A	N/A	N/A
DECEMBER	Victim Rights Basic Training	49	12/05/16 to 12/09/16	57.14% Excellent 42.86% Very Good
		552	TOTAL	

The 2016 Annual conference this year attracted 96 attendees. Of those who completed evaluations 70.49% felt the information they received would be very helpful to them in their jobs.

Overall, 82 of the 83 county prosecutor offices in Michigan participated in one or more of the various trainings presented by the VR Unit in 2016. A number of other entities also attended such as representatives from MDOC, the Attorney General's office, various social service agencies, law enforcement agencies and many more.

In addition to training events, the VR Unit staff contributed to improving victim services by engaging in a number of other activities outlined in the following chart:

Meetings:	Conferences attended:	Projects:	Specials Presentations:
<i>Sex Offender Case Management Team meetings</i>	<i>Several Webinars through National Org for Victim Assistance</i>	<i>Monitoring and running of MI-VINE on a daily basis</i>	<i>Human Trafficking Train the Trainer</i>
<i>Several meetings with the grant funder</i>	<i>Grant Management Training</i>	<i>Special design work and database creation for other departments as well as MHTTF</i>	<i>New Advocate training for Antrim County</i>
<i>Chaired the MHTTF Training subcommittee & attended many training meetings</i>	<i>Active Shooter Conference by SGMP</i>	<i>Training Survey</i>	<i>SARC VA Training at Fort Custer</i>
<i>Michigan Human Trafficking Task Force Meetings</i>	<i>Several Webinars</i>	<i>CVR Week Applications and Reports</i>	<i>MI-VINE Trainings</i>
<i>Victim Services Subcommittee meetings</i>	<i>First Lady's Summit on Sexual Assault</i>	<i>County e-mail and telephone requests for assistance</i>	<i>New Advocate training for Newaygo County</i>
<i>PAAM Website and Victim Portal Development meetings</i>	<i>JLWOP 1 & 2</i>	<i>MI-VINE Support</i>	<i>New Advocate training for Berrien County</i>
<i>Internal PAAM meetings</i>	<i>NOVA Annual Conference</i>	<i>Provided telephone and email assistance to grantor</i>	<i>New Advocate training for Montcalm County</i>
<i>Several meetings with APPRISS and internal staff re: MI-VINE</i>	<i>SGMP Conferences, Destination Michigan events & Meetings</i>	<i>CVR Week Planning, Applications, Reports and Vigil</i>	<i>New Advocate training for Osceola County</i>
<i>Senate Hearings</i>	<i>Prosecutor Mid-Winter Conference</i>	<i>Updates to database lists and spreadsheets, created new canine tracking list</i>	
<i>Meetings with suppliers</i>	<i>2016 Detroit Sexual Assault Kit Summit</i>	<i>NACP Credentialing</i>	
<i>State Government Meeting Planners (SGMP)</i>	<i>SARC VA Training at Fort Custer</i>	<i>Procured CE hours for VR Trainings</i>	
<i>Several meetings with hotel and CVB staff</i>	<i>End Campus Sexual Assault Summit at U of M</i>	<i>Planned and Executed trainings for Victim Rights</i>	
<i>Monthly Capital Area Sexual Assault Response Team Meetings (CASART)</i>	<i>MIAAHC – Kellogg Center</i>	<i>Worked on making office paperless</i>	

PAAM 2016 VIOLENCE AGAINST WOMEN PROJECT (VAWP) REPORT



The Violence Against Women Project's mission is to improve the community's response to domestic and sexual violence and stalking by providing multi-disciplinary training and technical assistance to increase implementation of best practices, enhance offender accountability, and empower victims. The Project is funded through a contract with the Michigan Domestic and Sexual Violence Prevention and Treatment Board (MDSVPTB), which administers Michigan's STOP and GTEA grants from the United States Department of Justice, Office of Violence Against Women. The Project wishes to thank the MDSVPT for its continued financial support of the Project.

Since 1996 the Project has provided comprehensive training on issues of domestic and sexual violence and stalking to prosecutors, law enforcement agencies, community based service providers, forensic medical service providers and many other community partners. The Project draws on the expertise of its staff and other local and national experts to present statewide, multi-disciplinary trainings, regular webinars and unique, localized training at the invitation of local community partners.

This year Danielle Hagaman-Clark joined the Project as the Director. She has a wide variety of experience in training, prosecution, advocacy and criminal law. With over 15 years of experience at the Wayne County Prosecutor's Office, she served as the Lead Attorney of the Homicide Unit and the Director of the Sexual Assault Team. Ms. Hagaman-Clark was a founding member of the SAT in 2008. During her time at the WCPO she prosecuted cases involving sexual assault and homicide; utilizing a vertical prosecution model for high profile, complex and multi-defendant cases. She is a member of the State Bar of Michigan and is a Master of the American Inns of Court. She has served as a guest lecturer for the University of Detroit Mercy School of Law, The National District Attorneys Association, Wayne County SAFE, and St. John Hospital, Detroit. She is married to David Clark, a sergeant with the Wayne County Sheriff's Department and they have five children together ranging in age from 2-22.

2016 Trainings

The Project sponsors trainings throughout the year and it also receives a significant number of requests for training from many of its partners. The Projects fulfills as many as possible. The broad topics are selected by the entity making the request, and the specific content is created by the Project's staff to meet the needs of the requesting entity. The following is a list of trainings that were completed by the Project in 2016:

1/21/2016	SANE Training – Jackson	25
1/22/2016	DHHS Families First DV Laws	12
1/27/2016	Regional Sexual Assault Training – Delta College	51
2/1/2016	Domestic Violence Laws Mid-Michigan Police Academy	

2/18/2016	Assault by Strangulation – Flint Township PD	28
3/1/2016	Sexual Assault Victim and Perp Mid-Michigan Police Academy	
3/3-3/4/2016	JEP Detective Module	18
3/15-3/16/2016	Domestic Violence Trial Advocacy	
3/28/2016	Sexual Assault Victim and Perp Mid-Michigan Police Academy	
4/15/2016	DHHS Families First DV Laws	12
4/20/2016	PACC/PAAM Regional Roundtables – Lansing	16
4/22/2016	PACC/PAAM Regional Roundtables – Kalamazoo	8
4/26/2016	PACC/PAAM Regional Roundtables – Munising	10
5/5/2016	Felony & Misdemeanor Sentencing in VAW Crimes	26
5/11/2016	ECSD JEP First Responders Session 1	13
5/12/2016	ECSD JEP First Responders Session 2	14
5/17/2016	PAAM Basic Training for New Prosecutors and Summer Interns	31
5/18/2016	ECSD JEP First Responders Session 3	7
5/19/2016	ECSD JEP First Responders Session 4	9
5/24/2016	Felony & Misdemeanor Sentencing in VAW Crimes	13
6/21/2016	Trial Skills Training: Presenting SANE Testimony	16
6/22/2016	Reviewing and Implementing Michigan’s Model Sexual Assault Policy	23
8/4/2016	Trial Skills Training: Presenting SANE Testimony	13
8/24/2016	Protecting Guilty Pleas Webinar	57
9/16/2016	DHHS Families First DV Laws	15
9/22/2016	JEP Flint Detectives Day 2	10
Total for year to Date		612

Advocacy Organization Staff	5
Correction personnel	9
Court Personnel	1
Educators (teachers, admin)	9
Gov agency staff	39
Law enforcement	358
Mental health	1
Prosecutors/Assistant Prosecutors	148
SANE	42
Victim advocates (non-governmental)	11
Victim assistants	13
Other	2
Total for Calendar Year:	612

Jurisdictions of Excellence

JEP was completed in Eaton County Sheriff’s Department and Flint City Police Department. The Project developed the JEP Prosecutors Training Curriculum and is working with the original four jurisdictions to pilot the Prosecutors curriculum. Process mapping is continuing. Saginaw, Eaton

and Wayne Counties were all completed by year end. The JEP Prosecutor Course is expected to roll out to the offices in Spring, 2017.

Technical Assistance

The Project provides technical assistance in a variety of ways, including research and drafting, informational assistance on proposed legislation, and answering legal and ethical questions on a wide variety of issues. Assistance is provided primarily, but not solely, to prosecutors. Requests come from across Michigan, from other states, from Assistant US Attorneys, and in years past even internationally. The Project responds to well over 100 requests a year.

The Project's staff also takes significant roles in many policy workgroups and committees. This year the Project began participation in a workgroup to determine if a separate pediatric sexual assault collection kit is appropriate and if so, what should that kit look like.

Podcasts

Three podcasts were developed and disseminated on the michiganprosecutor.org website. The topics included *Other Acts – 404B*, to discuss how prosecutors can use 404B evidence to strengthen their sexual assault and domestic violence prosecutions; *New Bond Rules*, to discuss how the changes in pre-trial release; and *Forensic DNA Mixture Interpretations*, hosted by Jeff Nye of the Michigan State Police to discuss the new probabilistic genotyping reports that are being released using the program STRMix.

2017 Future Offerings

The Prosecutor's JEP curriculum is expected to be offered in at least three separate communities across the state. The curriculum is designed as an advanced sexual assault trial advocacy interactive seminar. The training builds upon the concepts of trauma informed care including the neurobiology of trauma, trauma informed interview and dispelling common myths in sexual assault investigations and prosecutions. The training focuses on how these concepts can be effectively utilized in trial from conducting voir dire, to more effective direct exam, cross exam and closing arguments. It also explores utilizing expert witnesses to explain non-intuitive victim behaviors and using pre-trial motions to admit evidence.

Campus Sexual Assault continues to be a large problem on our nation's campuses. Recent statistics suggest that 1 in 5 women will be victims of sexual assault and women between the ages of 18-24 are at an elevated risk. It has been found that college women are twice as likely to be raped on college campuses than to become a victim of robbery. In addition, 63.3% of men who self-reported committing a sexual assault were found to be serial offenders. *White House Council on Women and Girls. Rape and Sexual Assault: A Renewed Call to Action*. The White House, 2014. While everyone acknowledges the issue of campus sexual assault, there still seems to be a disconnect between the shareholders. Shareholders including advocacy, law enforcement, prosecutors and college administrators strive to be victim centered but cooperation

amongst the parties can be improved upon. To that end, the Project will seek to support a new era of collaboration amongst shareholders that will encourage college administrators, advocates, sexual assault survivors, law enforcement and prosecutors to develop best practices in the community response to campus sexual assault.

The Project will also explore the admissibility and advisability of using sexual assault nurse examiners to explain apparently non-intuitive victim behaviors that result from trauma. The Project will conduct legal research on the admissibility of expert testimony regarding neurobiology of trauma during the prosecution of sexual assault cases through a SANE and establish a workgroup that identifies the potential problems with SANE's testifying about these behaviors and the biological explanation for why victims exhibit these non-intuitive behaviors.

The Project also seeks to continue conducting Domestic Violence Trial Advocacy a two day course designed for new practitioners to domestic violence trials; evidence update seminar; podcasts and webinars around the prosecution of domestic and sexual violence between intimate partners.

PAAM 2016 ELDER JUSTICE/AT-RISK ADULT PROJECT (EJP) REPORT

Ryan Painter is PAAM's Elder Justice Resource Prosecutor ("EJP"). He has 13 years of experience in litigation and prosecution, and previously served as an Assistant Prosecuting Attorney in Shiawassee County.



Created October 1, 2012, the Elder Justice Project is a collaborative effort between the Prosecuting Attorneys

Association of Michigan and Adult Protective Services to provide training and support for those professionals involved in the investigation and prosecution of the abuse of vulnerable adults throughout the state of Michigan.

The primary goals of the project include:

- To solve problems
- Educate people on the issues related to vulnerable adults abuse
- Provide multidisciplinary training to partners serving vulnerable adults
- Assist investigative agencies and prosecutors as they prepare for the needs of what will soon become two million Michigan citizens
- Keep prosecutors current on the latest developments in the law
- Facilitate the flow of information between agencies
- Facilitate communication between counties, professionals and agencies

EJP continues to act as a liaison between the state's prosecutors, law enforcement and Adult Protective Services as they investigate and prosecute vulnerable adult abuse, neglect and exploitation.

The EJP also:

- Participates in the EJP Project Advisory Committee
- Serves as chairperson of the PREVNT Initiative PAAM Project Advisory Committee
- Serves as a member of the Michigan Association of Check Investigators and the Tri-County Loss Prevention Team
- Publish newsletters
- Serve as a member of the Tri-County Elder Abuse Community Response Team
- Develops training
- Serves as a member of the work group developing the Michigan Elder Justice Coordinating Council

Elder Justice/At-Risk Adult Training and Workshops

EJP has created a workshop for protocol development, and has offered multi-disciplinary trainings for police, prosecutors, and APS workers all across the state of Michigan. EJP has also developed and delivered training to victim advocates helping vulnerable adult receive the crime victim's rights they deserve.

Table 1. Elder Justice/At-Risk Adult Training Program –October 2015 to September 2016.

Seminar	Dates	Participants	Objectives	Topics Included
Presented at Mandated Reporter Training Great Lakes Psychology in Clarkston	10/21/15	Psychologists who treat vulnerable adults	Provide information about elder abuse, as well as mandated reporter statute and scenarios	-Elder Abuse -Mental Health of Elders -Mandated Reporter Duties -Role of Mental Health Professionals in Identifying Abuse
Presented at Mock Testimony Training MSP Academy, Lansing	10/16/15	Law Enforcement	Help law enforcement learn to testify in court	-Report Writing -Courtroom Demeanor -Ethical Duties
Presented at Victim Rights Basic Training Frankenmuth, MI	12/9/15	Victim Rights Coordinators	Introduce victim rights coordinators to vulnerable adult abuse	-Elder Abuse -Financial Abuse -Strategies for Helping Elder Witnesses -Liaising with APS -Model Protocol
Presented at Victim Rights Basic Training Gaylord, MI	12/10/15	Victim Rights Coordinators	Introduce victim rights coordinators to vulnerable adult abuse	-Elder Abuse -Financial Abuse -Strategies for Helping Elder Witnesses -Liaising with APS -Model Protocol
Vulnerable Adult Abuse Roundtable MSP Academy, Lansing	1/29/16	Law Enforcement, Prosecutors, APS	Introduction to vulnerable adult abuse and fraud	-Elder Abuse -Financial Abuse -Roundtable Discussion with Experts -Investigation Techniques

Presented at Kent County Elder Abuse Coalition Grand Rapids, MI	2/16/16	Law Enforcement, Prosecutors, APS, Social Workers, Medical Workers, Attorneys	Explain goals of PREVNT Initiative, upcoming trainings, and answer questions	-Preview Trainings -Community Efforts -Q&A Session
Financial Abuse Training Grand Rapids, MI	3/18/16	Law Enforcement, Prosecutors, APS	Introduction to financial abuse, warning signs and prevention, investigation techniques	-Financial Abuse -Investigation Techniques -Use of Subpoenas / Search Warrants -Law Enforcement & APS Teamwork -Model Protocol
Presented at Financial Exploitation Seminar for UP APS workers St. Ignace, MI	4/19/16	APS Workers	Introduce APS workers to financial crimes against the elderly, warning signs and prevention, guardianship / executorship issues	-Financial Abuse -Legal Update -Model Protocol -Q&A Session
Presented at Lansing Prosecutors Roundtable	4/20/16	Prosecutors	Address common problems with elder abuse cases, including common evidentiary pitfalls	-Legal Update -Common problems re: bank accounts & powers of attorney -Q&A Session
Presented at Kalamazoo Prosecutors Roundtable	4/22/16	Prosecutors	Address common problems with elder abuse cases, including common evidentiary pitfalls	-Legal Update -Common problems re: bank accounts & powers of attorney -Q&A Session
Presented at Munising Prosecutors Roundtable	4/26/16	Prosecutors	Address common problems with elder abuse cases, including common evidentiary	-Legal Update -Common problems re: bank accounts & powers of attorney -Q&A Session

			pitfalls	
Presented at Gaylord Prosecutors Roundtable	4/27/16	Prosecutors	Address common problems with elder abuse cases, including common evidentiary pitfalls	-Legal Update -Common problems re: bank accounts & powers of attorney -Q&A Session
Presented at Prosecutor Basic Training Okemos, MI	5/18/16 – 5/19/16	(New) Prosecutors	“Boot Camp” for new assistant prosecutors	-Trial Techniques -Courtroom Strategies -Elder Abuse Issues
Elder Justice Summit	6/14/16	Law Enforcement, Prosecutors, APS, social workers, general public	Present Relevant Topics about Vulnerable Adult Abuse	-Healthcare Fraud -Financial Abuse -Investigation Techniques -Estate Planning Issues -Victim Rights
APS Training Marquette, MI	7/14/16	APS Workers	Focus on relevant topics to assist APS workers	-Scene Photography -Report Writing -Witness Interviewing -Personal Safety on the Job
APS Training Gaylord, MI	7/15/16	APS Worker	Focus on relevant topics to assist APS workers	-Scene Photography -Report Writing -Witness Interviewing -Personal Safety on the Job
Financial Abuse Training Kalamazoo, MI	7/29/16	Law Enforcement, Prosecutors, APS	Introduction to financial abuse, warning signs and prevention, investigation techniques	-Financial Abuse -Investigation Techniques -Use of Subpoenas / Search Warrants -Law Enforcement & APS Teamwork -Model Protocol
Presented at Victim Rights Basic Training Lansing, MI	9/13/16	Victim Rights Coordinators	Introduce victim rights coordinators to vulnerable adult abuse	-Elder Abuse -Financial Abuse -Strategies for Helping Elder Witnesses -Liaising with APS -Model Protocol
Presented at Victim Rights Basic Training	9/15/16	Victim Rights Coordinators	Introduce victim rights coordinators to vulnerable adult	-Elder Abuse -Financial Abuse -Strategies for Helping Elder Witnesses

Traverse City, MI			abuse	-Liaising with APS -Model Protocol
Advanced Seminar for Elder Abuse Investigations	9/19/16	Law Enforcement, Prosecutors, APS	Introduction to advanced investigation techniques, assuming basic knowledge	-Elder Abuse -Financial Abuse -Use of Subpoena / Search Warrants -Preserving Evidence

Technical Assistance

The EJP provides technical assistance to prosecuting attorneys, adult protective service workers and law enforcement by providing resource material, consultations, newsletters, webinars, and listserv. We also assisted investigators and prosecutors as they solved problems on individual cases. We also helped develop a *Vulnerable Adult Incident Report* to help law enforcement during the initial investigations. We have been promoting this tool at our trainings, and a copy is available for download on the new and improved PAAM website.

Vulnerable Adult Abuse Protocol Development

43 Counties with a Protocol for the Investigation of Vulnerable Adult Abuse

When we began the Elder Justice Project none of Michigan's 83 counties had a protocol for the investigation of vulnerable adult abuse. After training, Michigan now has 43 counties with a multi-agency protocol for the investigation of vulnerable adult abuse. Many other counties are in the process of adopting a protocol.

Listserv

EJP created a listserv for individuals involved in the investigation and prosecution of vulnerable adult abuse. The purpose of the listserv is to provide immediate updates regarding legislation, case law, and current scams. We pool our knowledge to answer questions regarding current investigations, find solutions to recurring problems and share information.



The listserv is relatively new. We currently have approximately 150 subscribers. Membership includes; law enforcement, adult protective services, state ombudsman, MI Department of Licensing and Regulatory Affairs (LARA), prosecutors, forensic pathologists, medical death investigators and members of American Indian Tribal Law Enforcement.

P R E V N T

PREVENT ELDER AND VULNERABLE ADULT ABUSE, NEGLECT AND EXPLOITATION TODAY

The Aging & Adult Services Agency, formerly Office of Services to the Aging, has granted funding for a third time to the Prosecuting Attorneys Association of Michigan to continue its work on the PREVNT Initiative, and expand on our efforts in 2015-2016 to work closely with banks and credit unions. The original award was a nine-month pilot program begun back in 2014-2015. Primarily it allows PAAM to hire an investigator to provide investigative assistance on a statewide basis to prosecutors as well as law enforcement and APS workers. PAAM has also continued to promote increased reporting and the use of multidisciplinary teams. PAAM hired retired police detective Thomas Holcomb from the Owosso PD as its new PREVNT Initiative Elder Justice Financial Abuse Investigator in 2015, and he continues in this role.

In 2015-2016 PAAM worked with the Michigan Banker's Association and numerous banking and credit union partners to develop a quick reference card for use by bank and credit union tellers. This tool was designed to allow them to spot elder financial abuse and take appropriate measures to stop the abuse before a loss is incurred. The card was carefully crafted with input from the Michigan Banker's Association, law enforcement, prosecutors, and APS. PAAM is now in the implementation phase, and provides a one hour training to bank employees to accompany the card. So far it has been a great success.

PAAM is also working on expanding its training inside the police academies, and the PREVNT Initiative Investigator has developed a one-day training for police recruits as well as current police officers. So far the training module has been presented once at the academy in Clio, and there is another presentation tentatively planned for Spring 2017 in West Bloomfield. PAAM hopes to provide this training in every academy before the close of FY2017.

Future

SUMMIT – The 5th Annual Michigan Elder Justice/At-Risk Adult Summit is scheduled for June 21st, 2017 at the campus of Central Michigan University, Mount Pleasant, MI.

TRAINING & MORE – EJP is embarking on an ambitious training schedule for 2017. Future trainings have been scheduled throughout the year, with multi-disciplinary seminars as well as material intended solely for prosecutors, APS, and law enforcement, respectively. Please see the new and improved PAAM website for a complete list of trainings, as well as online content including power points and research. EJP is also going to be placing our first webinars on the PAAM website in the near future.



PAAM 2016 SEXUAL ASSAULT KIT INITIATIVE (SAKI) REPORT

Introduction

The Sexual Assault Kit Initiative (SAKI) is a three-year collaborative partnership that includes the Michigan State Police (MSP), the Michigan Domestic & Sexual Violence Prevention & Treatment Board (MDSVPTB), and PAAM. The SAKI is funded through a contract with the MSP, which administers a grant awarded by the Department of Justice, Bureau of Justice Assistance. The Project Director, Mary DuFour Morrow, has over 27 years of experience in prosecution and was the Project Director for the three-year National Institute of Justice Detroit Sexual Assault Kit Action Research Project (NIJ SAK ARP) which examined over 11,000 sexual assault kits found in Detroit Police Department property storage (2011-2014).

The mission of the SAKI is to create a coordinated community response to sexual assault cold cases that ensures a victim-centered, trauma-informed approach. The SAKI also seeks to build jurisdictions' capacity to prevent the development of conditions that contribute to high numbers of unsubmitted sexual assault kits in the future. The project provides multidisciplinary training, technical assistance, and resources to address issues related to unsubmitted sexual assault kits, including support to: inventory, test, and track sexual assault kits; create and report performance metrics; access training to increase effectiveness in addressing the complex issues associated with sexual assault cases; engage in multidisciplinary policy development; and improve practices related to the investigation, victim engagement, and prosecution of cases resulting from the testing process.

Sexual Assault Kit Inventory

Beginning in March of 2016, the SAKI began a comprehensive inventory of all previously unsubmitted sexual assault kits throughout the state. Michigan is home to nearly 600 law enforcement agencies, 53 medical examiners covering 83 counties, and myriad health care facilities and sexual assault crisis centers, all of which may store sexual assault kits. There is no one agency with clear authority over all, and there is no state legislative or administrative mandate obligating agencies to report their unsubmitted kits. Moreover, law enforcement agencies are feeling beleaguered and defensive as a result of issues pertaining to sexual assault kits nationwide. Nonetheless, all law enforcement agencies in Michigan were cooperative and forthcoming in disclosing their untested sexual assault kits. The Project Director worked with law enforcement agencies and other facilities across the state to personally inspect and inventory all previously unsubmitted sexual assault kits.

As illustrated below, unsubmitted kits were reported by 206 agencies located in 58 counties statewide. The more-than 300 remaining agencies reported having no unsubmitted sexual assault kits.

COUNTY	KITS	COUNTY	KITS
Allegan	3	Lake	2
Alpena	11	Lapeer	18
Bay	66	Leelanau	38
Berrien	90	Livingston	30
Branch	19	Mackinac	1
Calhoun	209	Macomb	164
Cass	4	Manistee	3
Charlevoix	3	Marquette	2
Chippewa	7	Mason	1
Clinton	5	Mecosta	10
Crawford	1	Menominee	2
Delta	8	Midland	81
Dickinson	3	Missaukee	1
Eaton	27	Monroe	30
Emmet	3	Montcalm	20
Genesee	152	Muskegon	88
Gogebic	3	Oakland	211
Gr. Traverse	14	Ottawa	127
Hillsdale	2	Osceola	3
Houghton	5	Roscommon	2
Huron	1	Saginaw	76
Ingham	99	Sanilac	8
Ionia	21	Shiawassee	8
Iosca	6	St. Clair	31
Iron	1	St. Joseph	7
Isabella	8	Tuscola	0
Jackson	68	Washtenaw	122
Kalamazoo	176	Wayne	966
Kent	347	Wexford	12

All inventoried kits were outsourced to Sorenson Labs in Salt Lake City, Utah for DNA analysis. The Project Director will continue to monitor and report on all test results, as well as investigations and prosecutions that emanate from DNA analysis as testing is completed.

Training

The SAKI project is dedicated to coordinating delivery of specialized training created to meet the unique needs of various agencies. The project routinely partners with the Michigan Domestic & Sexual Violence Prevention & Treatment Board, MCOLES, and other PAAM programs to provide victim-centered training.

Topics for training include:

- Notifying sexual assault victims after DNA analysis
- The neurobiology of trauma and sexual assault
- Investigating sexual assault cold cases
- Forensic Interviewing
- The role of DNA in sexual assault investigation
- Legislative requirements for DNA analysis of sexual assault kits
- Sexual assault kit tracking system and requirements

Presentations

The most effective response to criminal sexual conduct cases is multidisciplinary, collaborative, victim-centered and offender-focused. In an effort to better inform stakeholders and other agencies that may have an interest or may be impacted by the SAKI, the Project Director presented to the following groups around the state to educate and update them about the progress of the SAKI:

2/12/2016	PAAM Mid-Winter Conference
4/20/2016	PAAM Round Table – Lansing
4/22/2016	PAAM Round Table – Kalamazoo
4/25/2016	PAAM Round Table – Munising
4/26/2016	PAAM Round Table – Gaylord
6/13/2016	2016 SAKI Training & Technical Assistance Grantees Meeting, Washington, DC (Presented on Challenges and Lessons Learned in a Statewide Inventory)
7/15/2016	Criminal Justice Information System Board Meeting
8/09/2016	Crime Victims Rights Conference (Presented on Victim Notification)
8/8/2016	Calhoun County Sexual Assault Domestic Violence Coordinating Council
8/25/2016	PAAM Annual Summer Conference
9/27/2016	Wayne County Prosecutor’s Office Sexual Assault Summit (Presented on Lessons Learned in a Statewide Inventory)
10/27/2016	Kent County Sexual Assault Services
12/6/2016	PAAM Basic Training for Victim Advocates (Presented on Sexual Assault Kit Evidence Submission Act, Sexual Assault Victims Access to Justice Act and Victim Notification)

Commissions and Committees

The Project Director is an active participant in the Sexual Assault Evidence Kit Tracking & Reporting Commission (SAEK Commission). The SAEK Commission is a legislatively-created, multi-disciplinary, statewide group that includes representatives from: law enforcement; sexual assault nurse examiners; forensic scientists; prosecutors; legislators; and victim advocates. The SAEK Commission regularly convenes various committees to identify individual-level, organizational-level, and systemic factors that lead to sexual assault kits not being submitted for testing, as well as a comprehensive strategy to address identified issues. The Project Director participated in the following Commission subcommittees:

- Committee to ensure compliance with the Sexual Assault Kit Evidence Submission Act. This Act requires all sexual assault kits collected on or after March 1, 2015 (and released to law enforcement) to be submitted for DNA analysis. MCL 752.931, et. al.
- Committee to ensure that an electronic tracking system that would permit stakeholders (including victims of sexual assault) to track and monitor all sexual assault kits released to law enforcement from the point of collection through testing be put in place.
- Committee to develop an RFP for the statewide electronic tracking system.
- Committee to inventory all untested sexual assault kits collected prior to March 1, 2015.

The SAKI Project Director also participates in and contributes to the following committees:

- PAAM Rape Kit Initiatives Committee – the Project Director acts as liaison between PAAM and elected prosecutors or their representatives
- Criminal Justice Training Advisory Committee
- Pediatric Sexual Assault Evidence Kit work group

Looking Forward

- The SAKI will schedule a multidisciplinary, tri-county training for those counties with the largest numbers of unsubmitted sexual assault kits (excluding the cities of Detroit and Flint).
- The SAKI will reconvene the work group that created the “Michigan Model Policy: Law Enforcement Response to Sexual Assault” to develop a supplement that addresses issues pertaining to the investigations of cold sexual assault cases where DNA testing has been delayed.

If you have questions or would like to schedule a training, please contact Mary DuFour Morrow at 517-334-6060, ext. 825 or MorrowM4@michigan.gov