



Wayne County Training Requirements and Reporting

CAP REQUIREMENTS

- Information can be found at <https://capwayne.org> about:
 - Schedule
 - Registration links
 - Materials shared by the presenters
 - Policies and by-laws
- CAP Season is between September and March
 - For 2020, CAP season is 9/11/20 until 3/30/2021
 - You must watch the live or recorded CAP sessions before 3/30/2021 to receive credit for the 2020-2021 CAP season
- Sessions Required:
 - **10 years or more of practice: four** CAP sessions
 - **Less than 10 years of practice: six** CAP sessions
- Substitutions:
 - One CAP session may be substituted with one training from CDAM, SADO's CDRC, the State Bar's Criminal Law Section, or the Federal Bar's presentations on criminal law if:
 - Watched live or recorded within the last three years
 - Watched for the first time in the calendar year
- Occasionally other sessions will be pre-approved to watch in lieu of CAP session. (Please consult <https://capwayne.org>)
 - For 2020-2021 you may watch the NACDL Facial Recognition Training: *(Mis)Identified: The Challenges of Identifying and Litigating Facial Recognition Technology in Criminal Cases* that can be viewed [Here](#)

MIDC REQUIREMENTS

- MIDC requires all assigned counsel to complete 12 hours of CLE each calendar year (between January and December). Attorneys with fewer than two years of experience practicing criminal defense in Michigan shall participate in one basic skills acquisition class (a minimum of 16 hours, see below section on skills training requirements). For the 2020 calendar year, this requirement must be met by attending qualifying training between the following dates: January 1, 2020 – December 31, 2020.
- Training from the following organizations are pre-approved: (please seek approval in advance by emailing klavoy@ndsdetroit.org for other training)
 - CAP sessions: live sessions and recorded sessions previous years (if you have not previously watched that session)
 - Live or recorded training from the State Appellate Defender Office's Criminal Defense Resource Center
 - Training put on by the MIDC
 - Live or recorded training from the National Association for Public Defense (membership is covered for those on the assigned counsel list)
 - Training from the Criminal Defense Attorneys of Michigan (\$)
 - Brown Bag trainings put on by Wayne County by NDS
- Webinars must have been recorded within the last three years and watched during the calendar year for CLE.
- Being a trainer at pre-approved program also counts towards your training requirements. (3 hours CLE for every 1 hour of training provided for new sessions, 1 hour of CLE for repeat sessions)
- The MIDC's website has additional information about this standard: <https://michiganidc.gov/cle>
- If you have any questions about what qualifies, please email klavoy@ndsdetroit.org

SKILLS TRAINING REQUIREMENTS

- Anyone who has been practicing **fewer than two years** doing criminal **defense** work **in Michigan** is required to take a skills course.
- This must be at least **16 hours** of interactive and hands-on training
- The 16 hours can be from one program or a combination of programs
 - E.g. two evidence bootcamps, one bootcamp and a skills workshop from Keeley Blanchard, or 16 hours of other approved trial skills training programs
- Skills hours also count towards the 12 hours of CLE required by MIDC
- If you are an attorney that needs skills training, please email klavoy@ndsdetroit.org ASAP so that training can be paid for or provided for you
- Please also email if you have any questions about what constitutes acceptable skills training

WAYNE COUNTY TIER REQUIREMENTS

- On your application for placement on a tier list you have not been previously approved for, you are required to complete all of the required training within 12 months before you submit your application.
- If you are already approved for a particular tier, you must complete the required training, every three years.
- **For Tier 3 & 4**, in addition to practice experience you are required to complete CLE on:
 - MRE and Direct and/or Cross
 - Pretrial Motions
 - Collateral Consequences for Sentencing
 - Technology in the Courtroom
- **For Tier 2**, in addition to practice experience you are required to complete:
 - All the CLE required for Tiers 3 & 4 AND at least three CLE related to:
 - Examination and jury selection techniques unique to CSC and child abuse cases
 - SORA
 - Other Act and Propensity Evidence
 - DNA and *Daubert* issues
- **For Tier 1**, in addition to practice experience you are required to complete:
 - All the CLE required for Tiers 3 & 4
 - And at least one CLE course applicable to trying murder cases

REPORTING

- **CAP:**

- For the 2020-2021 CAP season, to have your CAP attendance taken:

- Watch the specific CAP session
- Make note of the CLE code that will appear during the training
- Complete the Obsurvey attendance form [HERE](#)
- You must:
 - Include the CLE code
 - Certify that you watched the CAP session.

- Please submit your attendance within 30 days of completing a session.

- You **must** submit your attendance **before 3/30/2021** to receive credit for the 2020-2021 CAP season
- If you want the CAP sessions to also count for your 2020 MIDC CLE requirements, you **must** watch the session and submit your form on or before 12/31/2020

- Please provide feedback for each CAP session by completing the evaluation form [HERE](#)

- **OTHER CLE:**

- To report any training outside of CAP, or that held by NDS, please report training using the Obsurvey form [HERE](#)
- You will be asked to select which trainings you have attended
- You will be required to certify with your P# and your E-signature that you attended those events
- Please submit your CLE within 30 days of completing a training
 - To count for CLE for 2020 you **must** submit your form on or before 12/31/2020

OTHER RESOURCES AND NOTES

- When checking your training, keep in mind that MIDC training is based on **calendar** year and that CAP season is September to March.
- For tier requirements, to get approved on the list you must complete training within 12 months of applying. For renewal, training requirements are every three years.
- Any questions can be sent to klavoy@ndsdetroit.org. There are two worksheets available to check your training that will be emailed to you upon request.