

# 2020 DWI Regional Programs Host Application

TDCAA will host approximately 20 free joint prosecutor, peace officer and judge regional programs during the upcoming year. This year's program will be on one of three topics, **Worst Case Scenario: Impaired Driving Crashes from Crash to Courtroom for Officers and Prosecutors, Effective Courtroom Testimony** and **DWI Update: Legislation, Cases, Best Practices and Countering Defenses** (all three explained below). Each school needs a local elected prosecutor to host the training; the host must commit to partnering in several key areas listed below. In more rural areas, we strongly encourage neighboring counties to coordinate in selecting a site and sharing the responsibility of hosting. Because demand has constantly outstripped resources, we may have to tell some folks no. Please consider gathering local partners and applying before October 18, 2019. On October 28<sup>th</sup>, we will select all of our sites for the year.

What TDCAA provides:

- 1) Six hours of free TCOLE and MCLE credit. Programs run from 8:15 a.m. until 4:15 p.m. (if lunch is provided) or 4:30 p.m. if lunch is on your own.
- 2) Top-notch practical DWI training for prosecutors and police in a joint training environment where networking is part of the product.
- 3) Two excellent TDCAA publications for each student, *DWI Investigation and Prosecution* and *Traffic Stops*. TDCAA also provides handouts for the course.
- 4) Promotional brochures and registration. All programs will be promoted on [www.TDCAA.com](http://www.TDCAA.com), and all registration will be online.
- 5) Speakers. Attendees will learn from some of the best DWI prosecutors in the state and TDCAA's own DWI Resource Prosecutor, W. Clay Abbott.

What the local host must supply:

- 1) A location for the training.
  - a. We do not have funds to pay for a room so it must be free.
  - b. It must hold a minimum of 75 people.
  - c. It must have a projection screen and projector, or the host must provide them.
  - d. It cannot be a courtroom. Courtrooms are very uncomfortable and difficult to get to and use.
  - e. Please consider the availability parking and the comfort of attendees in selecting a location.
  - f. The host must provide the location's name, address, and directions as well as a contact person for that facility.
- 2) Local promotion. TDCAA will provide promotional materials, but it is your job to get them to prosecutors and police in your area. We will put all the courses on [www.TDCAA.com](http://www.TDCAA.com) for online sign-up, but that is no substitute for your personal contact. We ask at the very minimum that the host office's prosecutors promise to attend.
- 3) This year's program will be available for three separate topics. **You must select one and only one.**

a. (Option One) **Worst Case Scenario: Impaired Driving Crashes from Crash to Courtroom for Officers and Prosecutors.**

This course includes a survey of potential charges and common legal issues in impaired-driving prosecutions. Then the course begins with the many responsibilities of the first investigating officer, crash investigator, grand jury, and prosecutor preparing to try the case with officer witnesses. Information on basic scene preservation, evidence preservation, scene documentation, witness interviews, crash reconstruction, alcohol and drug toxicology, blood evidence collection, and dealing with victims will all be included. This course is designed for any prosecutor or officer new to impaired driving crash investigations or prosecutions, but it is also a great review and update for officers and prosecutors well-versed in these cases.

b. (Option Two) **Effective Courtroom Testimony**

The course begins with a discussion of the roles of prosecutors and police in the courtroom. We then cover using video and well-written police reports to prepare for testimony. It covers pre-trial preparation by officers and prosecutors, direct examination, and surviving cross. Preparing demonstrations and demonstrative exhibits is explored along with designing direct examinations to defuse common DWI defenses. This course has been offered in the past, but its information might bear repeating or delivery in a jurisdiction that has not hosted this course.

c. (Option Three) **DWI Update: Legislation, Cases, Best Practices and Countering Defenses**

This course is designed for attorneys and experienced peace officers primarily doing DWI prosecution and investigation. Recent legislative changes including deferred and interlock conditions will be addressed. Other Transportation Code changes will be covered. This course will not qualify as TCOLE 3186. Recent important SCOTUS and Texas cases relating to DWI will be covered. In the afternoon careful attention will be paid to Blood Search Warrants. Other new technologies and best practices (including ARIDE and DRE programs) will be discussed as length. Finally, new defenses surrounding blood testing will be discussed with an eye toward both the roadside and the courtroom.

- 4) This training will be very interactive, and attendance of both local prosecutors and peace officers is a must for it to succeed.
- 5) To be responsible with the resources we are given, each course must be attended by a minimum of 50 prosecutors, police and judges. Often this number can be reached only through regional (multiple prosecutors' offices) cooperation and teamwork.
- 6) Because TDCAA staffers are not funded to travel to all the programs, the host is also asked to provide support staff both before and on the day of the training. One support person should be designated to work with TDCAA's Kaylene Braden in preparing for the program. If at all possible this should not be a trial attorney but rather the person you go to for the day-to-day operation of your office. That person will need to coordinate with Kaylene in the days and weeks before the training as well as work the

whole day of the training. A second person will need to assist with registration and check-in from 8:15 until 8:45 a.m. (when the program begins).

- 7) We highly recommend you find a way to provide coffee and donuts in the morning. Many of our hosts also provide lunch so attendees don't have to leave the site and for increased networking for the attendees.

Our offering three curriculum options make things more complicated, so we ask you chose only one option. To be fair to the whole state, we will do only one program in any jurisdiction. We hope to make all courses available in the years to come. The choice is yours; ask for what you need most.

How to apply:

Fill out the attached application. Please choose at least two dates that will work with your schedule. We will try to accommodate first choices, but it is a big state and we may have to schedule your training on your second choice. Fill in every blank, scan it as a PDF, and email it to Kaylene Braden at [kaylene.braden@tdcaa.com](mailto:kaylene.braden@tdcaa.com), or fax it to 512/478-4112. We will send you a reply in October if we can accommodate your request; if we cannot, we will direct you to a nearby location. We will then send you a flyer (for you to send out to your local law enforcement agencies) early to mid-November. All courses will be announced at [www.TDCAA.com](http://www.TDCAA.com) by the end of November, so keep an eye out for a program near you!

Remember, our deadline for receiving all applications is October 18, 2019. **Honestly, the earlier you submit the application the better your chances are.**

## Proposed Train Dates 2020

We are offering both options for the following dates. Please give us both your first and second choices and we will do our best to accommodate everyone.

January 8, 10, 24, 29, 31

February 12, 14, 26, 28

March 11, 13, 18, 20

April 1, 3, 8, 10, 24

May 6, 8, 20, 22, 27, 29

June 3, 17, 19

## Application Information

Name of training site: \_\_\_\_\_

Name of training room: \_\_\_\_\_

Training site address (include city): \_\_\_\_\_

Max. capacity of training room (with attendees seated at tables): \_\_\_\_\_ (must be minimum 75)

Facility contact name: \_\_\_\_\_

Facility contact phone number: \_\_\_\_\_

Does the facility have a projector? (yes) (no)

**If not, the hosting prosecutor's office must provide one.**

Does the facility have a projection screen? (yes) (no)

**If not, the hosting prosecutor's office must provide one.**

Does the facility have an extension cord? (yes) (no)

**If not, the hosting prosecutor's office must provide one.**

Does the facility have a microphone system? (yes) (no)

Lavaliere (or lapel Mic) for speakers? (yes) (no)

Plug into house sound for laptop? (yes) (no)

Please write brief directions to the training site:

\_\_\_\_\_

\_\_\_\_\_

Prosecutor's office to host the training: \_\_\_\_\_

Primary contact at host office (attorney): \_\_\_\_\_

Primary contact's email address: \_\_\_\_\_

Physical office address (for shipping materials) \_\_\_\_\_

\_\_\_\_\_

Office phone number: \_\_\_\_\_

Secondary contact (support personnel) at host office: \_\_\_\_\_

Secondary contact's email address: \_\_\_\_\_

Will your office provide: Coffee \_\_\_\_, Water \_\_\_\_, Soda \_\_\_\_, Snacks \_\_\_\_?

Will your office provide lunch to attendees at no cost? (be prepared for 75; we will send registration numbers a week before) (yes) (no)

\_\_\_\_ We want a one-day program Worst Case Scenario: Impaired Driving Crashes from Crash to Courtroom for Officers and Prosecutors (option 1)

\_\_\_\_ We want a stand-alone one-day program on Effective Courtroom Testimony (Option 2).

\_\_\_\_ We want a one-day program DWI Update: Legislation, Cases, Best Practices and Countering Defenses (option 3)

Which date is your first choice for training (choose only from dates on calendar/list)? \_\_\_\_\_

Second choice \_\_\_\_\_