



**ALABAMA ATTORNEY GENERAL STEVE MARSHALL
PRESENTS THE**

**24TH ANNUAL
ALABAMA ATTORNEY GENERAL'S
LAW ENFORCEMENT SUMMIT**

TUESDAY, OCTOBER 24, 2023

8:30 A.M. UNTIL 3:30 P.M.

CHURCH OF THE HIGHLANDS

MONTGOMERY, ALABAMA

INDEX

Biography of Attorney General Steve Marshall	1
Letter from Attorney General Steve Marshall.....	2
Agenda	3
Certificate Information	4
Murdaugh: Unraveling the Mystery of Moselle.....	5
<i>Dr. Kenneth Kinsey</i> <i>Chief Deputy, Orangeburg County Sheriff's Office</i> <i>Orangeburg, South Carolina</i>	
In Memoriam – Honoring Alabama’s Fallen Officers	
Police Officer Garrett Crumby	8
Port Police Officer Kimberly Sickafoose	9
Police Officer Carlos Taylor.....	10
Alabama Gang Legislation & Criminal Law Update.....	11
<i>Verne H. Speirs</i> <i>Assistant Attorney General</i> <i>Special Prosecutions Division</i> <i>Attorney General’s Office</i>	
Don’t Be the Story: Lessons from True Crime.....	21
<i>Alice LaCour & Brett Talley</i> <i>Co-hosts of The Prosecutors:</i> <i>A True Crime Podcast</i>	
<i>Additional Information:</i>	
New Laws of Note for Law Enforcement in Alabama.....	27
Exhibitors	36
Host/Sponsor/Registration Assistance	37



Attorney General Steve Marshall

Steve Marshall was sworn in as the forty-eighth Attorney General of the State of Alabama on February 10, 2017.

Marshall received his undergraduate education at the University of North Carolina at Chapel Hill, and his legal education at the University of Alabama School of Law, graduating from both with academic honors.

Prior to taking office as Attorney General, Marshall was the District Attorney for Marshall County, a post he held for sixteen years. As District Attorney, Marshall helped draft and pass the Brody Act—a law that makes it a crime to kill or injure an unborn child. Marshall later became

the first prosecutor to secure a death sentence under the Brody Act (in a case where a man murdered his pregnant wife and was charged with the homicide of both her and her unborn child). Five years later, when this landmark case was on appeal to the Alabama Supreme Court, Marshall—now Attorney General—had the privilege of successfully defending that conviction.

As Attorney General, Marshall has embraced his role as the state's chief law-enforcement officer and has committed himself to making Alabama a safer place to live. In January 2018, Marshall launched the Initiative on Violent Crime with the mission to “help cities reclaim their streets, restore the rule of law, and . . . see their communities revived.” Since its launch, the initiative has resulted in the arrests of hundreds of violent offenders.

Marshall serves as a member of the executive committee of the Republican Attorneys General Association, a nod to his demonstrated expertise and leadership on a variety of national policy issues including the opioid crisis, human trafficking, illegal immigration, religious liberty, and the rule of law.

Marshall is a man of deep faith with an impeccable reputation. He is a member of the Church of the Highlands in Montgomery, Alabama.

Marshall is esteemed across Alabama by prosecutors and law enforcement alike. On the day of his inauguration in 2019, nearly every District Attorney in the state came to the capital to show their support for him.

Attorney General Marshall and his wife, Tammy, share three children: Faith Marshall, John Millan Gaston, and Benen Gaston. Another cherished member of the Marshall family is Pippa, their sweet Pomeranian.



**STATE OF ALABAMA
OFFICE OF THE ATTORNEY GENERAL**

**STEVE MARSHALL
ATTORNEY GENERAL**

**501 WASHINGTON AVE
MONTGOMERY, AL**

October 24, 2023

Dear Fellow Law Enforcement Officers:

As Attorney General, I am honored to work with law enforcement officers throughout Alabama, and I am impressed by - and grateful for - your dedication to protecting our citizens and enforcing the law. It is with great pleasure that I host the 24th Annual Alabama Attorney General's Law Enforcement Summit, and I appreciate your attendance at our training event.

This year, we have focused our training on two critical areas that I personally believe are of extreme importance to law enforcement in our state. First, we are honored to welcome Dr. Kenneth Kinsey, a veteran law enforcement officer who is qualified as an expert witness in both state and federal court in South Carolina. Dr. Kinsey is an expert as both a crime scene reconstruction specialist and a forensic expert. He was the key witness in the recent murder trial of Alex Murdaugh in South Carolina. He will rely upon his experience in that case to give us instruction on how law enforcement was able to "Unravel the Mystery of Moselle." We will also provide a brief Alabama Criminal Law Update with emphasis on the recent gang legislation that my office sponsored, passed this legislative session and was signed into law in June. To end our training today, you will be educated and amused by two fine prosecutors who have their own podcast and have researched many of the high profile criminal trials across the country.

I am extremely honored to serve as your Attorney General. Please know that I remain committed to making sure you are a priority and that the Office of the Attorney General is available to you. Being a former Alabama District Attorney, I know full well the challenges and struggles you face daily. I am committed to helping you meet those challenges as I serve you here in Montgomery.

If my office can assist you or your department, please contact my Investigations Division at 334-242-7345.

May God bless you and go with you in the sacrifice of your service.

Sincerely,

A handwritten signature in blue ink that reads "Steve Marshall".

Steve Marshall
Attorney General



**THE ATTORNEY GENERAL'S
2023 LAW ENFORCEMENT SUMMIT
TUESDAY, OCTOBER 24, 2023
CHURCH OF THE HIGHLANDS
MONTGOMERY, ALABAMA
8:30 A.M. – 3:30 P.M.**

AGENDA

7:45 – 8:30 AM	REGISTRATION
8:30 – 9:00 AM	WELCOME – <i>Steve Marshall, Attorney General of Alabama</i> INVOCATION – <i>Pastor Chris Erwin, Church of the Highlands, Montgomery</i> POSTING THE COLORS – <i>Montgomery Police Department Honor Guard</i> PLEDGE OF ALLEGIANCE – <i>Vicki Wilson, Special Agent</i> <i>Attorney General's Office</i> NATIONAL ANTHEM – <i>Rachel Hyche, Daughter of Chief David Hyche</i> <i>Calera Police Department</i> OPENING REMARKS – <i>Steve Marshall, Attorney General of Alabama</i>
9:00 – 10:00 AM	MURDAUGH: UNRAVELING THE MYSTERY OF MOSELLE <i>Dr. Kenneth Kinsey</i> <i>Chief Deputy, Orangeburg County Sheriff's Office</i> <i>Orangeburg, South Carolina</i>
10:00 – 10:10 AM	BREAK
10:10 – 11:40 AM	MURDAUGH: UNRAVELING THE MYSTERY OF MOSELLE – <i>continued</i>
11:40 – 12:00 PM	MEMORIAM – <i>Jackie L. Hornsby, Law Enforcement Coordinator</i> <i>Attorney General's Office</i> <i>Police Officer Garrett Crumby, Huntsville Police Department</i> <i>Port Police Officer – Kimberly Sickafoose, Alabama Port Authority Police</i> <i>Police Officer Carlos Taylor, Montgomery Police Department</i> Bagpipes – <i>Piper Brian Conary – Alabama Law Enforcement Agency</i>
12:00 – 1:30 PM	LUNCH ON YOUR OWN
1:30 – 2:15 PM	ALABAMA GANG LEGISLATION & CRIMINAL LAW UPDATE <i>Verne H. Speirs</i> <i>Assistant Attorney General, Special Prosecutions Division,</i> <i>Attorney General's Office</i>
2:15 – 3:30 PM	DON'T BE THE STORY: LESSONS FROM TRUE CRIME <i>Alice LaCour & Brett Talley</i> <i>Co-hosts of The Prosecutors: A True Crime Podcast</i>
3:30 – 3:45 PM	DOOR PRIZES and CLOSING REMARKS <i>Steve Marshall, Attorney General of Alabama</i>

The Attorney General's 2023 Law Enforcement Summit has been approved for 5 hours continuing and executive level credit by the Alabama Peace Officers' Standards and Training Commission and 4.5 hours of Mandatory Continuing Legal Education (MCLE) credit by the Alabama State Bar.

The Attorney General’s 2022 Law Enforcement Summit has been approved for six (5) hours continuing education and executive level credit by the Alabama Peace Officers’ Standards and Training Commission; and five (4.5) hours of Mandatory Continuing Legal Education (MCLE) credit by the Alabama State Bar Association.

To Obtain Credit For This Training:

ATTORNEYS:

Please sign the “Attorney Sign-In” Sheet located at the Registration Table. A copy of this form will be forwarded to the Alabama State Bar Association, along with any evaluations.

LAW ENFORCEMENT:

Scan your driver’s license at the APOSTC table located at the Registration area in the morning and again after lunch. If you do not scan your driver’s license, your agency will be required to enter the information into ePOST manually based upon your certificate.

To Obtain A Certificate For This Training:

Attorney General Website Registration:

If you registered online through the Attorney General’s website, you will receive your certificate via email. Certificates will be emailed to the email address you provided when you registered within thirty (30) days.

ALL OTHERS:

If you registered onsite, email, or by a third party, a certificate will be emailed to the address provided at the time of registration within thirty (30) days.

If you have not received your certificate within thirty (30) days, please contact Special Agent Jackie Hornsby at jackie.hornsby@alabamaag.gov or 334-328-5523 to request a certificate of attendance.

MURDAUGH

**UNRAVELING THE
MYSTERY OF MOSELLE**

DR. KENNETH KINSEY

CHIEF DEPUTY

**ORANGEBURG COUNTY SHERIFF'S OFFICE
ORANGEBURG, SOUTH CAROLINA**



KENNETH L. KINSEY, PHD.

Kenneth, AKA Kenny is the oldest child of Darrell Kinsey, and the late Mary E. Witt. He attended the public schools of Orangeburg, South Carolina. In 1986, after graduating from Orangeburg Wilkinson High School, he received a scholarship to Clemson University. Kenny graduated from Clemson in 1991, with a BS in PRTM with an emphasis in Resource Management.

After a year in the private sector, he accepted a volunteer position with the Orangeburg County Sheriff's Office (OCSO) as a reserve Deputy Sheriff. Accepting a full-time position in 1993, he was promoted through the ranks of Patrol Sergeant, Investigator, Investigative Sergeant, and Investigative Lieutenant. In 1998 Kenny was assigned to Special Operations where he assumed command of the SWAT team. Kenny was also trained at this time as a crime scene investigator.

After completing over 2000 hours of advanced training, Kenny began a twenty-two-year crime scene career that included being internationally certified through the International Association for Identification (IAI) and has processed over 850 death scenes in various capacities. Kenny has qualified in Summary, General Sessions, and U.S. District Court as an expert witness approximately 80 times in the crime scene related disciplines, including crime scene processing, latent fingerprint identification, blood stain pattern analysis, tire track/ footwear identification, and crime scene reconstruction.

Kenny has worked as a Special Agent at the South Carolina Law Enforcement Division (SLED), Investigator for the First Judicial Circuit, Major of Administration (OCSO), Chief of Staff, and finally, the Chief Deputy of the Orangeburg County Sheriff's Office.

Kenny earned a MS in Criminal Justice in 2011 from Troy University, and a Doctor of Philosophy Degree (PhD.) from Walden University in 2019. Kenny was hired by Claflin University in 2012 as an Adjunct Professor of Criminal Justice, teaching undergraduate/graduate classes in Crime Scene Investigation, Community Policing, Civil Liberties, Justice Administration, Criminal Investigation, and Mental Health in Criminal Justice.

Chief Kinsey has been married to Teresa "Dee Dee" Kinsey for over 20 years and they are the parents of two children. Chief Kinsey is an avid supporter of law enforcement but is deeply driven to help those who have been wronged by bad actors in the criminal justice system. Kinsey has been a certified pistol and rifle instructor for nearly 20 years and has been a tactical operator for most of his career. He previously served as a member of the Salvation Army advisory board of directors, and the Orangeburg County Chamber of Commerce.

Kinsey is the owner and Chief Operator of Kenny Kinsey & Assoc. L.L.C., where he offers his experience of the Crime Scene Disciplines, Shooting Reconstruction, Law Enforcement Use of Force, Policy Administration, and various other civil and criminal matters.

Dr. Kinsey recognizes the many flaws, but truly believes in the American legal system. He is quick to explain the threshold for "beyond a reasonable doubt", and the separation of powers that are the cornerstone of our great country. He is an advocate for community policing and tries in every situation to bridge the gap between law enforcement and the communities that they serve.

Chief Kinsey's love of hunting and fishing is only superseded by his adoration and love for family and friends.

**IN MEMORIAM
HONORING
ALABAMA'S
FALLEN
OFFICERS**

IN MEMORIAM



POLICE OFFICER GARRETT CRUMBY

**HUNTSVILLE
POLICE DEPARTMENT**

**END OF WATCH:
TUESDAY,
MARCH 28, 2023**

Police Officer Garrett Crumby was shot and killed while responding to a shots fired call at the 4600 block of Governors House Drive at 4:45 pm.

A female called 911 and reported that she had been shot. When Officer Crumby and another officer responded, they were ambushed by the subject.

Both officers were transported to Huntsville Hospital where Officer Crumby succumbed to his wounds.

The subject was taken into custody and charged with capital murder of a law enforcement officer.

Officer Crumby had served with the Huntsville Police Department for three years and previously served with the Tuscaloosa Police Department for eight years. He is survived by his wife, mother, father, and three sisters.

IN MEMORIAM



PORT POLICE OFFICER KIMBERLY SICKAFOOSE

**ALABAMA PORT
AUTHORITY POLICE**

**END OF WATCH:
THURSDAY,
MAY 11, 2023**

Port Police Officer Kimberly Sickafoose drowned after her patrol truck drove into the Mobile River in the area of 900 Alabama State Docks Boulevard while she was on patrol at about 2:40 am.

The truck sank into approximately 40 feet of water. Officer Sickafoose's body was recovered at about 8:00 am.

Officer Sickafoose had served with the Alabama Port Authority Police Department for seven years and had previously served as the police chief of the Silverhill Police Department. She is survived by her daughter and sister.

IN MEMORIAM



POLICE OFFICER CARLOS TAYLOR

**MONTGOMERY
POLICE DEPARTMENT**

**END OF WATCH:
FRIDAY,
JUNE 30, 2023**

Police Officer Carlos Taylor succumbed to complications of injuries sustained in a vehicle crash on February 17th, 2017, at the intersection of Spring Valley Road and Woodley Road.

He was responding to a needs assistance call of officers pursuing two men with a gun. He was traveling south on Woodley Road in an unmarked patrol car when he attempted to avoid hitting another vehicle. His patrol car crossed into another lane and collided with another vehicle.

He suffered a traumatic injury to his brain stem that resulted in him being a quadriplegic and unable to verbally communicate. He remained under constant care until succumbing to his injuries on June 30th, 2023.

Officer Taylor had served with the Montgomery Police Department for two years.

**ALABAMA
GANG
LEGISLATION &
CRIMINAL LAW
UPDATE**

VERNE H. SPEIRS
ASSISTANT ATTORNEY GENERAL
SPECIAL PROSECUTIONS DIVISION
ATTORNEY GENERAL'S OFFICE



ALABAMA CRIMINAL ENTERPRISE PREVENTION ACT

Attorney General Steve Marshall

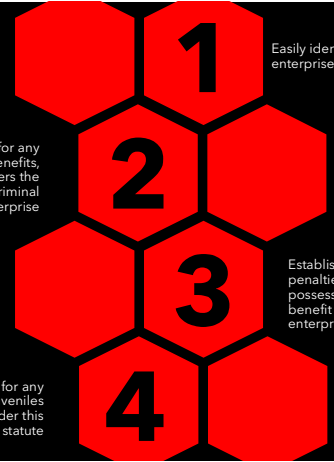
Ala. Code §13A-6-260 – 262

§13A-6-260 – 262

GOALS OF THE CRIMINAL ENTERPRISE PREVENTION ACT

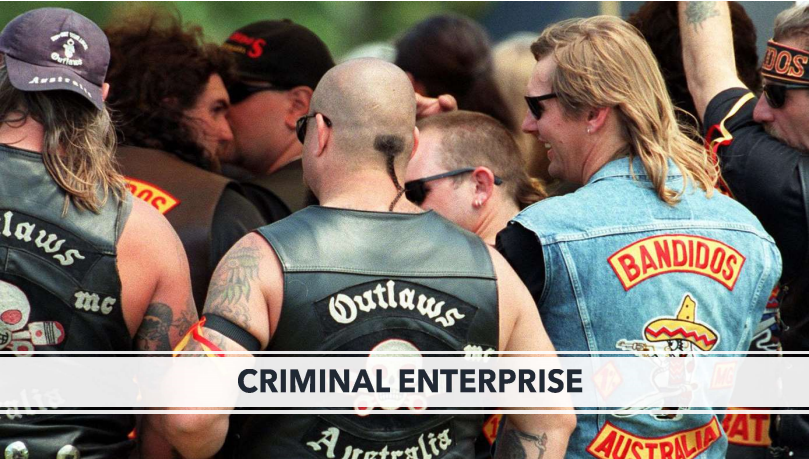
Enhance penalties for any felony offense that benefits, promotes, or furthers the interests of a criminal enterprise

Hold juveniles (16 or older) accountable for any felonies promoting a criminal enterprise. Juveniles are automatically certified as adults under this statute



1 Easily identify criminal enterprise members

3 Establish mandatory penalties for firearms possession intended to benefit a criminal enterprise



WHAT IS A CRIMINAL ENTERPRISE?

§13A-6-260(1)

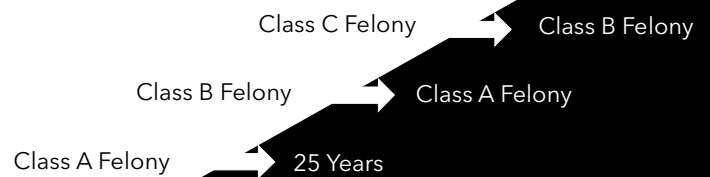
- Any combination, confederation, alliance, network, conspiracy, or understanding between three or more people - through its membership or through the agency of any member - that engages in a course or pattern of criminal activity.
- A "criminal enterprise" is defined exactly the same as a "street gang" under existing Alabama law - §13A-6-26.

Who is a member of a criminal enterprise?

Pick three:



ENHANCEMENTS FOR FELONIES INTENDED TO PROMOTE A CRIMINAL ENTERPRISE



*Note - Misdemeanors Are Not Enhanced Under This Statute

§13A-6-261

What The Jury Must Find

For the enhancements to apply, the jury must find beyond a reasonable doubt that the "criminal enterprise" member committed the charged offense in order to:

- Benefit a criminal enterprise, or
- Promote a criminal enterprise, or
- Further the interests of a criminal enterprise

EXAMPLES

Gang member kills a rival gang member to benefit his gang

Class A felony

25 years

Class B felony

Gang member promotes prostitution to benefit her gang

Class C felony

Gang member steals a car so the gang has transportation

Class B felony

Class A felony



FIREARMS

FIREARMS ENHANCEMENTS

§13A-6-262

Any individual who knowingly possesses, uses, or carries a firearm during the commission of any criminal act intended to benefit, promote, or further the interest of a criminal enterprise shall be punished as follows:

- Possession = 5 Years
- Brandishing = 7 Years
- Discharge = 10 Years



SPECIAL WEAPONS

SPECIAL WEAPONS ENHANCEMENTS

Short-barreled rifle

(barrel less than 16 inches, overall length less than 26 inches)

10 Years

Short-barreled shotgun

(barrel less than 18 inches, overall length less than 26 inches)

10 Years

Machine gun

30 Years

Silencer

30 Years

Destructive device

30 Years



THE §262 HAMMER

§262 HAMMER

**IMPRISONMENT
UNDER §262
MUST BE SERVED
DAY FOR DAY**

Shall not be reduced or suspended by any provision of law

Cannot be run concurrently with any other term of imprisonment

§ 262 sentence must be served first



JUVENILES

Anyone 16 years old or older charged under the Criminal Enterprise Prevention Act shall be tried as an adult.

16+



**liable as
adult**

There is no mechanism for remand to juvenile court.

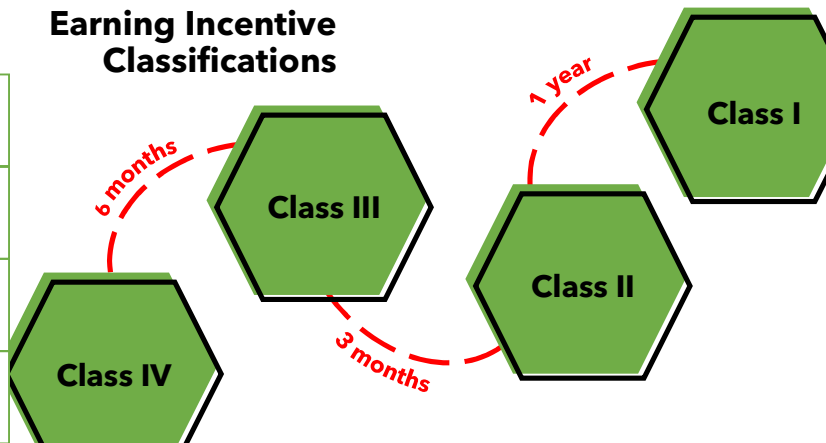


Correctional Incentive Time

Earning Correctional Incentive Time

75 days off for 30 days served	Class I	30 days off for 30 days served
40 days off for 30 days served	Class II	15 days off for 30 days served
20 days off for 30 days served	Class III	5 days off for 30 days served
No good time	Class IV	No good time

Earning Incentive Classifications



Questions?



Contact Us

Verne Speirs
Verne.Speirs@alabamaag.gov

Otis Perkins
Otis.Perkins@alabamaag.gov

Richard Windham
Richard.Windham@alabamaag.gov



FALL 2023

Criminal Law Update

What's New?

- ❖ Immunity Agreements
- ❖ Cruel and Unusual Punishment
- ❖ Evidence
- ❖ Ineffective Assistance of Counsel
- ❖ Provocation/Manslaughter
- ❖ Abuse of a Corpse
- ❖ Criminal Contempt

Immunity Agreements

Immunity Agreements

State v. Norris

Sheriff Norris resigned from office believing an agreement existed with prosecutors that the State would not bring any Ethics charges.

State v. Norris

Immunity Agreements

Sheriff Norris resigned from office believing an agreement existed with prosecutors that the State would not bring any Ethics charges.

The State disputed that any agreement existed with Norris.

State v. Norris

Immunity Agreements

Sheriff Norris resigned from office believing an agreement existed with prosecutors that the State would not bring any Ethics charges.

The State disputed that any agreement existed with Norris.

Norris had nothing reduced to writing or approved by the Court.

State v. Norris

Immunity Agreements

Holding:
Misunderstandings between parties are *not* agreements. Valid agreements *must* be signed or be judicially approved.

State v. Norris

Cruel & Unusual Punishment

State v. Cross

Cruel & Unusual Punishment

Cross claimed that her 20-year sentence was precluded by the Habitual Felony Offender Act as cruel and unusual.

The Court held that her sentence did not violate the Eighth Amendment because it fell within the proper range for a three-time prior offender.

State v. Cross

Evidence

C.L.A. v. State

Evidence

The defendant was convicted of sexual abuse of his stepdaughter. At trial, he claimed that he was only "tickling" her. This was in clear conflict with the victim's testimony.

C.L.A. v. State

Evidence

The Court again held that it was the jury's responsibility to determine witness credibility and resolve conflicting testimony, upholding the conviction and its prior case law.

C.L.A. v. State

Ineffective Assistance of Counsel

Capote v. State

Ineffective Assistance of Counsel

Defense counsel failed to control the Defendant's profane family members during their testimony in Capote's capital murder trial. Capote claimed this was ineffective assistance.

Capote v. State

Ineffective Assistance of Counsel

The Court ruled that defense counsel has no duty to control a witness's profanity. The trial court, not counsel, has the duty to control witness behavior.

Capote v. State

Properly Pleading Ineffective Assistance of Counsel

Young v. State

Properly Pleading Ineffective Assistance of Counsel

Young claimed that defense counsel didn't pursue "adequate remedies" for a sleeping juror.

Young v. State

Properly Pleading Ineffective Assistance of Counsel

The court ruled that counsel was not ineffective because Young neither identified the sleeping juror nor suggested what defense counsel should have done about it.

Young v. State

Provocation

Provocation

Crayton v. State

Crayton killed one person and attempted to kill another. For the first, he was charged with manslaughter, for the second, attempted murder.

Crayton v. State

Provocation

Attempted Murder
No provocation

Manslaughter
Provocation

Crayton v. State

Provocation

The Court held that the jury could infer the intent to kill from the evidence of pointing a gun at the victim and firing it.

It also held that manslaughter and attempted murder convictions are not mutually exclusive when charged for different victims.

Crayton v. State

Abuse of a Corpse

Vandusen v. State

Abuse of a Corpse

Vandusen dragged a body through his house and yard and stashed it in a wheelbarrow.

The Court upheld his conviction, holding that hiding the body in the wheelbarrow was sufficient evidence of abuse. Concealing the body without arranging for proper burial would outrage ordinary family sensibilities.

Vandusen v. State

Criminal Contempt

Grandquest v. State

Criminal Contempt

Grandquest received a subpoena via email and replied, "email received." However, he was sick on the day of his appearance and did not come to court. He was charged with criminal contempt.

Grandquest v. State

Criminal Contempt

The Court held that service of a subpoena by email is not permitted under the Rules of Criminal Procedure. As such, the subpoena was not lawfully issued, and Grandquest could not have been held in contempt for failing to show.

Grandquest v. State

Menacing

Douglas v. City of Mobile

Menacing

Douglas used her car to block her victim's car in parking space. She then brandished a tire iron and screamed that she'd "crack" the victim's skull and hit her "upside the head" with the iron.

Douglas v. City of Mobile

Menacing

The evidence sufficiently showed that Douglas used "physical action to intentionally place, or attempt to place, another person in fear of imminent serious physical injury."

Douglas v. City of Mobile

**DON'T BE
THE STORY
LESSONS FROM TRUE CRIME**

**ALICE LACOUR &
BRETT TALLEY**

**CO-HOSTS
THE PROSECUTORS: A TRUE CRIME PODCAST**

THE PROSECUTORS



ALICE LACOUR & BRETT TALLEY



Alice is an experienced litigator with extensive courtroom experience from nearly a decade of litigating cases for the U.S. Department of Justice. Alice spent a decade in high-level positions at the U.S. Department

of Justice, litigating high-profile civil and criminal cases and advising Cabinet-level officials and Presidential nominees for Senate hearings. As a federal prosecutor, she focused on complex white-collar investigations and public corruption. She also served as counselor to U.S. Attorney General Jeff Session, as Senior Advisor to the Assistant Attorney General of the DOJ's Civil Division, and as a trial attorney in the U.S. DOJ Federal Programs Branch tasked with defending federal agencies and Cabinet members from regulatory, statutory, and constitutional challenges. She is a two-time recipient of the U.S. Attorney General's Award for Distinguished Service.

Alice attended Yale Law School and clerked for the Honorable Keith P. Ellison on the District Court for the Southern District of Texas and for the Honorable Jennifer Elrod on the Fifth Circuit Court of Appeals. She is co-host of two true crime legal podcasts: The Prosecutors and Legal Briefs, which have been downloaded over 20 million times.

Brett J. Talley is currently a federal prosecutor (appellate chief in the Middle District of Alabama) and co-host of the true crime podcast, "The Prosecutors." Over the course of his career, Talley has served as nominations chief and Deputy Assistant Attorney General at the U.S. Department of Justice, advisor to the White House Counsel, speechwriter to Senator Rob Portman, and a political and legal communications professional on the Romney for President campaign.

A native Alabamian, Talley earned his undergraduate degree in History and Philosophy from the University of Alabama and J.D. from Harvard Law School.

Brett is a southern gentleman who loves abandoned buildings, long walks on haunted beaches, and Cthulhu plushies. His saintly wife tolerates him, while his little girl and son hang on his every word – and love the podcast theme.

Don't be the Story: Lessons from True Crime



*Alice LaCour
&
Brett Talley*

1

The Lessons

- Lesson 1 – Triage Based on the Stats, but Look at the Facts, Too
- Lesson 2 – Take Time to Do It Right
- Lesson 3 – Protect the Scene, Even from Friends
- Lesson 4 – Don't Hold Too Tight to Information
- Lesson 5 – But Beware the Media

2

Triage Based on the Stats, but Look at the Facts, Too

The Reality: You are busy. Your departments are understaffed. And every day, you presented with potential cases where you know the chances are, there's nothing to it.

The Danger: But when it turns out that there is something to it, the public is going to ask you why you didn't take it seriously from the beginning?

3

Triage Based on the Stats, but Look at the Facts, Too

- Brianna Maitland
- Jason Landry
- But look at Carly Russell



4

Take Time to Do It Right

The Reality: The hours are long. You already have too much to do. And the endless paperwork. There's a temptation to cut corners. After all, what's the worst that can happen?

The Danger: Then the worst does happen, and then not only are people looking for someone to blame, but they start to develop conspiracy theories. Were the police just incompetent? Or is there something more sinister going on?

5

Take Time to Do It Right

- Mitrice Richardson
- Ellen Greenberg
- Ruthie Mae McCoy



6

Protect the Scene, Even from Friends

The Reality: Crime scenes are chaotic. You try and limit access as much as possible, but officers and crime scene techs need to come in, they need to collect and preserve evidence. Then there are the family and friends, the people who want to support the victims.

The Danger: The more people who come into the scene, the more danger of contamination. And the easier it will be for a defense attorney later to claim the investigation was incompetent and the critical evidence lost.

7

Protect the Scene, Even from Friends

- Alex Murdaugh
- JonBenet Ramsey
- Yvonne Lane



Murdaugh Murder Trial: Defense Focuses on Contaminated Crime Scene in Closing Argument

8

Don't Hold Too Tight

The Reality: Hold back evidence is important. It can confirm a confession. It can eliminate suspects. Keeping the details from the crime scene can be the key to a successful prosecution.

The Danger: In today's environment, when there is an information vacuum, it will be filled with speculation, innuendo, and wild conspiracy theories. And you may lose the best hope you have at solving the case—the public.

9

Don't Hold Too Tight

- Delphi Murders (Abby Williams & Liberty German)

Overwhelming evidence in this case supports the following:

(1) Members of a pagan Norse religion, called Odinism, hijacked by white nationalists, ritualistically sacrificed Abigail Williams and Liberty German;

- Amy Mihaljevic

10

But Beware the Media

The Reality: You invite the media in. You use them to get your message out to the public. You don't hold back too much information. You are a good partner with the media, and you expect they'll be a good partner with you.

The Danger: The media cannot be controlled. And if you get too cozy with them, they will make you pay.

11

But Beware the Media

- West Memphis Three
- Idaho Murders
- Murdaugh



12



Alice LaCour
&
Brett Talley

www.ProsecutorsPodcast.com
ProsecutorsPod@gmail.com
Social: @ProsecutorsPod



**NEW LAWS OF NOTE
FOR
LAW ENFORCEMENT
IN ALABAMA**



NEW LAWS OF NOTE FOR LAW ENFORCEMENT IN ALABAMA

The following is a list of laws enacted in the 2023 Regular Session of the Alabama Legislature relating to the enforcement of state law or the administration of justice. The list is not a comprehensive compilation of all such laws (for example, no local laws are included). Rather, it is a curated selection of new laws of note for law enforcement across the State of Alabama.

Act No. 2023-04

Enacting Legislation: House Bill 1

Sponsor: Representative Matt Simpson

Relating to controlled substances; to amend Section 13A-12-231, Code of Alabama 1975; to add mandatory minimums for certain felony drug trafficking crimes; to provide for additional penalties for subsequent offenses; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

Act No. 2023-22

Enacting Legislation: Senate Bill 1

Sponsor: Senator April Weaver

Relating to correctional incentive time; to amend Section 14-9-41, as last amended by Act 2022-322, 2022 Regular Session, Code of Alabama 1975, to reduce the amount of correctional incentive time a prisoner receives; to require a prisoner to remain in a certain classification for a longer period of time before moving up to a higher classification; to provide for additional circumstances in which a prisoner may be required to forfeit his or her correctional incentive time; and to require the Department of Corrections to provide annual reports to the Legislature, the Governor, and the Attorney General regarding correctional incentive time.

Act No. 2023-73

Enacting Legislation: Senate Bill 68

Sponsor: Senator Clyde Chambliss

To amend Sections 36-27-1, 36-27-16, as last amended by Acts 2022-184 and 2022-351, 2022 Regular Session, and 41-27-7, Code of Alabama 1975, relating to retirement benefits for employees who are members of the Employees' Retirement System; to reopen the State Police

NEW LAWS OF NOTE FOR LAW ENFORCEMENT IN ALABAMA

Tier II Plan to any employee of the Alabama State Law Enforcement Agency who is certified by the Alabama Peace Officers' Standards and Training Commission and performs law enforcement duties; to modify the Tier II benefits received by all State Police Tier II members; and to clarify that employees of the Alabama State Law Enforcement Agency are state policemen for retirement purposes.

Act No. 2023-93

Enacting Legislation: House Bill 3

Sponsor: Representative Rolanda Hollis

Relating to crimes and offenses; to prohibit smoking or vaping in a motor vehicle when a child is present; to provide penalties; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Amendment 621 of the Constitution of Alabama of 1901, as amended by Amendment 890, now appearing as Section 111.05 of the Official Recompilation of the Constitution of Alabama of 1901, as amended.

Act No. 2023-128

Enacting Legislation: Senate Bill 59

Sponsor: Senator Rodger Smitherman

Relating to disclosure of certain personal information; to prohibit public agencies from collecting, disclosing, or releasing certain personal information about members of, volunteers for, and financial and nonfinancial donors to nonprofit organizations, except as required by law; and to provide civil and criminal penalties for violation of these prohibitions; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

Act No. 2023-169

Enacting Legislation: Senate Bill 66

Sponsor: Senator Tim Melson

Relating to cannabis; to prohibit the sale, distribution, marketing, or possession of psychoactive cannabinoids found in hemp for certain age groups; to levy a five percent tax on the gross proceeds of products containing psychoactive cannabinoids sold at retail; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

Act No. 2023-174

Enacting Legislation: House Bill 29

Sponsor: Representative Allen Treadaway

Relating to motor vehicles; to prohibit certain motor vehicle speed contests, motor vehicle exhibitions of speed, and motor vehicle sideshows; to provide criminal penalties for a violation; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

Act No. 2023-197

Enacting Legislation: House Bill 21

Sponsor: Representative Chip Brown

Relating to criminal procedure; to require law enforcement agencies and the Alabama Department of Forensic Sciences to submit an annual report containing certain data regarding sexual assault cases to the Alabama State Law Enforcement Agency; and to require the Alabama State Law Enforcement Agency to submit an annual report containing certain data regarding sexual assault cases to the Chairs of the House and Senate Judiciary Committees.

Act No. 2023-245

Enacting Legislation: House Bill 24

Sponsor: Representative Reed Ingram

Relating to crimes and offenses; to amend Sections 13A-11-9 and 32-5A-216, Code of Alabama 1975, to prohibit an individual from loitering on a public roadway maintained by the state; or in the right-of-way of a public roadway maintained by the state; to provide criminal penalties for violations; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama 2022.

Act No. 2023-334

Enacting Legislation: House Bill 41

Sponsor: Representative Rex Reynolds

Relating to the Employees' Retirement System; to amend Section 36-27-8.2, Code of Alabama 1975, to temporarily permit certain retired individuals performing duties as school resource officers or as correctional officers to serve without suspension of his or her retirement allowance.

Act No. 2023-336

Enacting Legislation: Senate Bill 120

Sponsor: Senator Linda Coleman-Madison

Relating to crimes; to amend Sections 13A-10-30, 13A-10-36, 13A-10-37, and 13A-10-38, Code of Alabama 1975, to allow a detention facility to adopt a policy to further define what items constitute "contraband" for purposes of banning certain items from detention facilities; to further define the crimes of promoting contraband in the first, second, and third degree to apply to juveniles under certain circumstances; to make non-substantive, technical revisions to update the existing code language to current style; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

Act No. 2023-337

Enacting Legislation: Senate Bill 154

Sponsor: Senator Will Barfoot

Relating to driver license suspensions; to provide for the suspension of an individual's driver license or driving privilege in certain circumstances.

Act No. 2023-367

Enacting Legislation: House Bill 131

Sponsor: Representative Wes Kitchens

Relating to parole; to amend Section 15-22-28, Code of Alabama 1975, to provide that a prisoner is not eligible for parole if he or she has been duly charged with a new offense that has not been disposed.

Act No. 2023-369

Enacting Legislation: House Bill 287
Sponsor: Representative Shane Stringer

Relating to crimes and offenses; to create the crime of doxing; to establish penalties for violations; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

Act No. 2023-370

Enacting Legislation: House Bill 34
Sponsor: Representative Tracey Estes

Relating to crimes and offenses; to amend Section 13A-II-61.1, Code of Alabama 1975; to provide that it is unlawful to discharge a firearm on school property; to provide criminal penalties; to provide for exceptions; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

Act No. 2023-396

Enacting Legislation: House Bill 4
Sponsor: Representative Prince Chestnut

Relating to crimes and offenses; to make it unlawful for individuals to require another individual to be implanted with a microchip; to provide criminal penalties; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

Act No. 2023-416

Enacting Legislation: Senate Bill 143
Sponsor: Senator Will Barfoot

Relating to crimes and offenses; to add Article 12, commencing with Section 13A-6-260, to Chapter 6 of Title 13A to the Code of Alabama 1975, to identify criminal enterprise members, to enhance penalties for any criminal activity that benefits, promotes, or furthers the interest of a criminal enterprise, and to establish mandatory consecutive penalties for any firearm possession in certain circumstances; to amend Section 12-15-204, Code of Alabama 1975, to require any

NEW LAWS OF NOTE FOR LAW ENFORCEMENT IN ALABAMA

juvenile 16 years of age or older to be tried as an adult for any criminal enterprise related criminal activity; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

Act No. 2023-461

Enacting Legislation: Senate Bill 198

Sponsor: Senator Arthur Orr

Relating to sentencing; to amend Sections 12-25-34.2, 13A-4-1, 13A-4-2, 13A-4-3, 13A-5-G, 15-18-8, and 15-22-54, Code of Alabama 1975, to add additional offenses that would be subject to the presumptive sentencing guidelines; to modify the criminal penalties for criminal solicitation, attempt, and criminal conspiracy; to give a judge discretion when sentencing a person convicted of a Class C or Class D felony offense; to make non-substantive, technical revisions to update the existing code language to current style; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

Act No. 2023-466

Enacting Legislation: Senate Bill 83

Sponsor: Senator April Weaver

Relating to child abuse; to amend Sections 26-15-2 and 26-15-3, Code of Alabama 1975; to further define the crime of child abuse to include willful mistreatment; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

Act No. 2023-474

Enacting Legislation: Senate Bill 153

Sponsor: Senator Will Barfoot

Relating to criminal procedure; to further provide for pretrial supervision of certain offenders by the Board of Pardons and Paroles as a condition of their bond.

Act No. 2023-486

Enacting Legislation: House Bill 230

Sponsor: Representative Matt Simpson

Relating to crimes and offenses; to add Section 13A-6-30 to the Code of Alabama 1975, to create the crime of chemical endangerment of a first responder, to provide for an exception, and establish penalties for violations; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

Act No. 2023-489

Enacting Legislation: House Bill 230

Sponsor: Representative Ginny Shaver

Relating to crimes and offenses; to amend Section 13A-10-52, Code of Alabama 1975, to revise the criminal penalties for violations of fleeing or attempting to elude law enforcement; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

Act No. 2023-493

Enacting Legislation: House Bill 37

Sponsor: Representative Jim Hill

Relating to crimes and offenses; to create the crime of making a terrorist threat in the second degree; to establish penalties for violations; to repeal Section 13A-10-15, Code of Alabama 1975, the existing crime of making a terrorist threat, and create the new crime of making a terrorist threat in the first degree; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

Act No. 2023-506

Enacting Legislation: House Bill 286

Sponsor: Representative Shane Stringer

Relating to public records; to add Section 41-13-7.1 to the Code of Alabama 1975, to prohibit the disclosure of personal identifying information of state legislators and law enforcement officers

NEW LAWS OF NOTE FOR LAW ENFORCEMENT IN ALABAMA

and employees upon request of the state legislator, officer, or employee; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

Act No. 2023-507

Enacting Legislation: House Bill 286

Sponsor: Representative Juandalynn Givan

Relating to law enforcement agency recordings; to provide for circumstances and procedures to disclose or release recordings made by body-worn cameras or dashboard cameras used by law enforcement agencies; and to provide who may request disclosure or release and the procedure for requesting disclosure or release of recordings.

Act No. 2023-509

Enacting Legislation: House Bill 286

Sponsor: Representative Chris England

Relating to municipalities; to amend Section 11-45-9.1, Code of Alabama 1975, to provide that all municipalities may authorize a law enforcement officer to issue a summons and complaint in lieu of a custodial arrest for certain criminal offenses.

Act No. 2023-531

Enacting Legislation: Senate Bill 206

Sponsor: Senator Clyde Chambliss

Relating to crimes and offenses; to create the Retail Theft Crime Prevention Act; to provide for the crime of retail theft in various degrees; to provide for the crime of organized retail theft; to provide criminal penalties for a violation.

EXHIBITORS

- 911 INET, LLC
- ALABAMA BIO-CLEAN INC.
- ALABAMA STATE FRATERNAL ORDER OF POLICE
- BLAZE DEFENSE SYSTEMS
- BLUE ALPHA
- CARDIAC SOLUTIONS
- CENTER FOR ADVANCED PUBLIC SAFETY
- DONOHOO CHEVROLET
- FAMILY SUNSHINE CENTER
- FAULKNER UNIVERSITY
- FEDERAL SIGNAL
- GH ARMOR
- GORESCUE BRANDS, INC
- GULF STATES DISTRIBUTORS
- HIGH SPEED GEAR, INC/COMP-TAC HOLSTERS
- PROLOGIC ITS
- SOUTHERN SOFTWARE
- STIVERS CHRYSLER DODGE JEEP RAM
- VOCAL (VICTIMS OF CRIME AND LENIENCY)
- WALTER CRAIG LLC
- WATCH SYSTEMS

THANK YOU TO OUR HOST:



**CHURCH OF THE
HIGHLANDS**

THANK YOU FOR YOUR SPONSORSHIP:



REGISTRATION ASSISTANCE PROVIDED BY:

