

MANDATORY TRAINING FOR CAPITAL POST-CONVICTION ATTORNEYS

IDS Policy:

Due to the complexity of capital post-conviction litigation, any attorney who is approved for the statewide Capital Post-Conviction Roster will be required to attend a continuing legal education program that deals directly with capital post-conviction litigation within one year of his or her first appointment by the Office of Indigent Defense Services (“IDS”) to a post-conviction case. In addition, any attorney who is currently representing one or more capital post-conviction clients in state court will be required to attend an in-state or out-of-state program that deals directly with capital litigation at least once every three years. Attendance at other programs will satisfy these requirements if the IDS Director has given advance approval.

If you have questions or to request prior approval of a program, please contact:

- Thomas K. Maher, IDS Executive Director, at (919) 354-7200.

Policy effective February 1, 2005; amended July 12, 2016; revised February 19, 2018.

Authority:

G.S. 7A-498.3, 7A-498.6(b)(8); IDS Rule 2C.3 (App.)(a); *see also* Guideline 8.1 of the American Bar Association’s Guidelines for the Appointment and Performance of Defense Counsel in Death Penalty Cases (Rev. ed. Feb. 2003) (“Attorneys seeking to remain on the roster . . . should be required to attend and successfully complete . . . a specialized training program approved by the Responsible Agency that focuses on the defense of death penalty cases.”).