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THE CONFESSION INTERVIEW: ETHICAL, LEGAL, AND PSYCHOLOGICAL IMPLICATIONS FOR THE FORENSIC ACCOUNTANT Police investigators are renowned for their investigative interviewing skills, many of which are obtained through a standardized model of interview training.

THE CONFESSION INTERVIEW: ETHICAL, LEGAL, AND ...

On Feb. 7, 2010, Detective Jim Smyth elicited a compelling confession from Colonel Russell Williams, a top-ranked military officer. The examination of the Williams investigation reveals the ethical, legal and psychological challenges of investigative interviews – an understanding of which...

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Ethical behavior is based on knowing the difference between what is legal and what is moral. The interviewer is solely responsible for the interview methods employed; his or her conscience acts as the benchmark. Regardless of the alleged offense or how unsavory the personality of the interviewee, the interviewer must adhere to ethical standards.

Ethics Surrounding Interviewing

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But in general, the First Amendment protects students contributing to confession pages. Colleges may worry that these websites are bad for their brand, but they can't stop students from writing about their escapades and controversial opinions in the public sphere.

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The manner in which criminal investigators are trained is neither uniform nor consistent, ranging from sophisticated training protocols in some departments to on-the-job experience alongside senior investigators in others. Ideal for students taking a first course in the subject as well as professionals in need of a refresher, Introduction to Crimin

Investigative Interviewing: Adopting a Forensic Mindset aims to promote legal and ethical investigative interview methods. Accordingly, possessing a forensic mindset should be the foundation that governs every aspect of an investigative interviewer's actions. Being a forensic professional—which includes the field of forensic interviewing—infers that one applies the highest standards in collecting, analyzing, preserving, and presenting evidence to a court of law or other tribunals. The term "investigative interview" with an interviewer's forensic mindset can be used to achieve all interview objectives, even obtaining truthful confessions that stand up to the scrutiny of the courts and public opinion. Key to this, the author contends, is eliminating the term "interrogation" and the confession-obtaining mindset it creates. In its place, the term "investigative interview" is used, promoting a forensic mindset to achieve desired interview objectives. What transpires during the interview must stand up to the scrutiny of the courts and public opinion. In this regard, due process, documenting the procedure, and practicing proven, effective techniques is paramount to getting to the truth—the ultimate goal of any investigation. The book includes a chapter dedicated to false confessions, due to its criticality and frequent occurrences of this. It continues with a discussion on the desired qualities of an investigative interviewer and strategies to break down barriers and gain trust with reluctant, uncooperative, and hostile interviewees. Proper report writing, an underrated key to any interview and investigation, is addressed in detail. Lastly, the book provides training on best practice interview steps and strategies to lead the interviewee to the truth that will stand up to the scrutiny of the courts and public opinion. Investigative Interviewing: Adopting a Forensic Mindset is well-suited as a textbook—outlining techniques and detailing all relevant case law concerning confessions—in addition to providing an Instructor's Manual with Test Bank and PowerPoint slides for professors to utilize in classroom instruction.

Effective Interviewing and Interrogation Techniques, Second Edition, is completely revised and updated so as to cover all the information a student needs to know to obtain answers from a witness, a victim, or a suspect and how to interpret these answers with the utmost accuracy. Building on the previous edition's ground-breaking search for truth in criminal and non-criminal investigations, this book contains five new chapters which include coverage of false confessions, interviewing the mentally challenged, and the ethics of interrogation in a post 9/11 world. This new edition includes highly illustrated chapters with topics ranging from the psycho-physiological basis of the forensic assessment to preparation for the interview/interrogation; question formulation; projective analysis of unwitting verbal clues; interviewing children and the mentally challenged; and pre-employment interviewing. Also included are several model worksheets and documents, case studies, and complete instructions for using the authors' Integrated Interrogation Technique, a 10-point, highly successful approach to obtaining confessions that can stand up in court. The book concludes with an insightful look at the future of truth verification. This book will be of benefit to attorneys, coroners, detectives, educators, forensic psychophysiolgists (lie detection), human resource professionals, intelligence professionals, and investigators as well as journalists/authors, jurists, medical professionals, psychological professionals, researchers, and students. - Expanded coverage of Statement Analysis, including actual statements from real cases. - New photos to aid in assessing nonverbal behavior. - Added section on assessment of written statements.

This edited volume reviews the latest research on investigative interviewing in order to provide insights on the psychological processes of the person being interviewed as well as to offer guidelines for conducting credible and useful interviews. Critical and controversial areas are highlighted (eg. false confessions, child interviewing) in order to bring clarity to how these interrogations are to be conducted. Chapters focus on these areas to provide comprehensive views of theoretical, evidence-based background, as well as practical considerations of interrogation settings and procedures. The contributors are internationally respected scholars in the field of psychology and law with particular expertise in the interviews that are critical to legal proceedings. And attention is given to the criminal justice system in international perspective.

How do you interpret a person's behavior during their interview? Some people say it's an innate quality that can't be taught. But anyone who's read Stan Walters Principles of Kinesic Interview and Interrogation knows that is FALSE. The overwhelming success of the first edition and the numerous success stories credited to the book prove that

Effective Interviewing and Interrogation Techniques believably answers the question, How do you know when someone is lying? It also provides a guide for interviewing probable suspects and interrogating likely perpetrators on techniques and tradecraft. This book covers topics about searching for truth and revealing lies. It presents forensic assessments based on psychophysiology, and assessments on the basis of non-verbal behavior. The book also covers interview and interrogation preparation, as well as question formulation. It discusses the Morgan Interview Theme Technique or MITT, and the Forensic Assessment Interview or FAINT. The book addresses techniques for interviewing children and the mentally challenged, and offers information about pre-employment interviews. It also explains how to understand aggressive behavior and how to deal with angry people. The book concludes by presenting future methods for searching for the truth. Law enforcement and security professionals, as well as prosecutors, criminal defense lawyers, and civil litigators will find this book invaluable. The only book to address FAINT, IIT, and MITT in one source Enables the interviewer to obtain a confession that can stand up in court Includes an online workbook with practical exercises to assist the reader

Criminal Interrogation and Confessions, Fifth Edition presents the Reid Technique of interviewing and interrogation and is the standard used in the field. This updated Fifth Edition presents interviewing and interrogation techniques, based on actual criminal cases, which have been used successfully by thousands of criminal investigators. This practical text is built around simple psychological principles and examines interrogation as a nine-step process that is easily understood by the reader. New and Key Features of the updated Fifth Edition: -The text contains updated photographs throughout to illustrate behavior symptoms; the proper room setting and positioning; as well as the placement of electronic recording equipment. -Every chapter of the text includes updated information. -Chapter 9 (Behavior Symptom Analysis) contains new research that has been conducted on the efficacy of behavior symptom analysis, as well as building for the reader the behavioral model of the truthful individual versus the subject who is withholding or fabricating relevant information. -Chapters 7 through 12 discuss in detail how to build the investigative interview, including the proper use of both investigative and behavior provoking questions, as well as guidelines for evaluating the credibility of allegations, and the proper use of follow-up and bait questions. -Chapter 15 (Distinguishing between True and False Confessions) has been updated to include new cases throughout and contains two new sections; "The Issue of False Confessions in the Courtroom – The Testimony of Expert Witnesses" and "The Issue of False Confessions in the Courtroom – Court Decisions". -Chapter 17 discusses all of the legal issues related to interrogation and confession law, including Miranda, the meaning of custody, the use of threats and/or promises, the use of deception, and confession voluntariness. The chapter contains update legal references including 2011 court decisions.

Law Enforcement Ethicsáis an attempt to be at the forefront of engaging in the conversation about the future of law enforcement ethics, while examining many of the classic, enduring challenges posed by the profession itself. The conversation explores a host of foundational issues that include who should be hired as a law enforcement officer; what training should look like during the basic academy, as well as over the span of one's career; common ethical challenges, such as force and interrogations; what an ethical promotional process should entail; international best practices and problems; psychology of marginality; role of the media in promoting accountability; and the roles played by social learning, sub-culture, organizational policies, and PTSD in misconduct. 1. Each of the book's 18 chapters explores some major theoretical aspect of law enforcement ethics, while offering practical advice on what law enforcement agencies at the local, state, and federal level can do to create more ethical organizations.2. The contributing authors include not only academicians but clinical psychologists, professionals trainers, accreditation consultants, ethicists, medical professionals, and law enforcement supervisors and administrators representing a broad cross-section of agencies.3. Rather than relying on a single theoretical framework or discipline (e.g., sociology or criminology), the book takes an interdisciplinary look at the phenomenon of law enforcement ethics by offering contributions from authors in the fields of clinical psychology, medicine, criminology, criminal justice, law, ethics, organizational leadership, sociology, and public policy.4. Chapters begin with an opening vignetter or case study to help motivate the content to come.5. Chapters will conclude with summaries and 4-5 discussion questions.

The objective of this book is to review the position of investigative interviewing in a variety of different countries, with different types of criminal justice systems, and consists of chapters written by leading authorities in the field, both academics and practitioners. A wide range of often controversial questions are addressed, including issues raised by the treatment of detainees at Guantanamo Bay, The Reid model for interviewing and miscarriages of justice, the role of legislation in preventing bad practice, the effectiveness of ethical interviewing, investigative interviewing and human rights, responses to miscarriages of justice, and the likely future of investigative interviewing. The book also makes comparisons between British and American approaches to detention without trial, and the role of confession evidence within adversarial legal systems. It also develops a set of proposals to minimise the risks of miscarriages of justice, irrespective of jurisdiction.

Interviews are among the most crucial tools available to police for crime investigation. The use of interviews as evidence in court can have a substantial impact on a judge or jury's decision making process. Internationally there is a call for a more ethical style of interviewing, and this is now also being seen within the New Zealand (NZ) judicial system. In 2006 the PEACE framework of interviewing was introduced to the NZ Police in an attempt to apply more ethical practices. However, lack of research since then has meant there was little known about how well PEACE had been implemented or about adherence to legal requirements and best-practice guidelines. If suspect interviews are not up to legal or ethical standards, the risk is that they become inadmissible as evidence in court; jeopardising the entire investigation process. A nation-wide sample of 58 interviews conducted with adult male suspects of child sexual offences or homicide were examined. The specific aims of the study were first, to evaluate interviewer adherence to legal requirements and PEACE framework best-practice guidelines, and second, to compare the relationship between the adherence to such factors and resulting interview outcomes. Findings were that the legally required elements were carried out accurately. However, enhancing suspects' understanding of legal rights was done inconsistently. Lawyers and support people were present in only a minority of the interviews, despite indications that some suspects were particularly vulnerable. The more coercive tactics such as minimisation and maximisation were very rarely used, although there was some use of other coercive tactics. Similarly, while some of the more basic elements from the PEACE framework were frequently completed, others were rarely undertaken. Confession rates were comparable to recent studies in the United Kingdom although there were few interviewer behaviours which were significantly related to a suspect's disclosure. The implications for interview practices are discussed.

