

Procedural Steps

- 1. NGRI Plea
- 2. Court must appoint 2 or even 3 psychiatrists or psychologists to evaluate defendant
- 3. We pick... (Jodi Ward)
- 4. Statements made during evaluation are inadmissible during guilt phase (unless defense makes it an issue)
- 5. However, there is no privilege for the statements

Bifurcated Trial

- One Jury- One Voir Dire

Voir Dire

- Explain two phases
- Common Sense and the Law
- Mental Illness vs. Legal Insanity
- They will receive
- Sympathy & Punishment (You must trust the judge)
- *Let them know you understand the defendant is mentally ill, the judge understands he is mentally ill... (They are helping the defendant by finding him legally sane)
