

Jail/Correction Liability, Risk Management and Legal Issues Conference

Why Are We Getting Sued?

Instructors:

Jack Ryan is an Attorney in Rhode Island, a graduate Juris Doctorate, Cum Laude Suffolk University Law School and has 20 years of law enforcement experience as a police officer with the Providence Police Department, Providence, Rhode Island. Jack's law degree and experience as a police officer gives him the unique perspective of public safety legal and liability issues. Jack is a former adjunct faculty member at Salve Regina University and lectures frequently throughout the United States. He has authored several legal publications, including the LLRMI Best Selling "Legal Guide for Law Enforcement Officers and Supervisors" – an annually updated quick reference guide to U.S. Supreme Court case law impacting law enforcement policies and procedures. Jack has authored "Law Enforcement Best Practices" 6th Edition, "Jail and Best Practices" and Emerging Legal Trends for SWAT, Tactical and Emergency Response Operations." Jack has written policies and procedures that have been adopted by over 1,000 law enforcement and corrections agencies across the United States.

Jeff Carter retired December 2018 as the Deputy Director of the Fayette County Detention Center in Lexington, Kentucky. Over his 20-year career, he has worked all levels of custody inside a 1300 bed correctional facility located in the horse racing capitol of the world. Jeff was an instructor for 5 years inside the academy where he trained over 700 recruits, molding them into successful leaders in the Corrections field. He's trained and commanded the CERT team, as well as, taught Drill and Ceremony to the Division Honor guard. While promoting through the ranks he commanded the Professional Standards Unit where he specialized in Internal Affairs investigations and Gang Intel for 7 years. Jeff completed over 200 administrative investigations, as well as, conducted over 100 PREA (Prison Rape Elimination Act) investigations. He is well versed in PREA and is a PREA Investigator Instructor. Jeff has completed the top Leadership Academies at the National Institute of Corrections in Aurora, Colorado. He brings experience from proudly serving 4 years in the U.S. Marine Corps, followed by obtaining his BS degree in Correction's and Juvenile Services/Political Science from Eastern Kentucky University, through his career as a Corrections Leader. Jeff was a Certified Deputy Coroner within the Commonwealth of Kentucky for 8 years. He presents jail training throughout the country and serves as an Expert Witness around the United States focusing on jail litigation.

Tracey Reed has over a quarter century of total corrections experience. A graduate of Brescia University (BA - Psychology), Ms. Reed is a veteran in the field of corrections, having served the Kentucky Department of Corrections as a Senior Probation and Parole Officer, as well as KDOC's first female jail consultant. Since retiring from the KY Dept. of Corrections in 2013, Ms. Reed has served as an Independent Jail Consultant for the Kentucky Association of Counties. She routinely develops and provides training for elected jailers and their staff in critical areas of operations, to help KACO's clients improve safety and security for those incarcerated in county jails, while also helping reduce liability for individual jail staff members and the county agencies that employ them. In addition, Ms. Reed serves as a member of the Legal & Liability Risk Management Institute's advisory board, conducting audits for jails, providing training for correctional officers across the United States, and serving as an expert witness for litigants in the areas of intake screening, suicides, mental health, classification, detoxification, and policy and procedures. Ms. Reed's expertise includes interpreting state and federal regulatory standards governing jail operations, construction and renovation, as well as conducting investigations into critical incidents. Ms. Reed resides in Louisville, Kentucky.

Stephen Campbell began his law enforcement career with the Providence, Rhode Island Police Department (with 500 sworn officers) in 1982 and retired at the rank of Major, Chief of Detectives in 2008. During his 26 years he worked in numerous bureaus within the department including the Detective Bureau, and developed and commanded the Domestic Violence Unit. He has investigated over 100 homicides and numerous suicides, accidental and natural deaths. As the Chief of Detectives he had oversight of all Major Crimes, Narcotics Bureau & Organized Crime, Crime Scene Investigation & Evidence Collection, and Youth Services. He has been an instructor since 2008 and has conducted law enforcement training seminars in 34 states. He is a graduate of the Senior Management Institute of Policing at the Police Executive Research Forum (PERF) at Boston University. He attended the Williams Homicide School, New York State Police. He holds a Bachelor of Science Degree in Administration of Justice from Roger Williams University, Bristol, RI and a Master of Science Degree in Administration of Justice from Salve Regina University, Newport, RI.

Lisa Farmer retired in October 2022 and the Director of Fayette County Detention Center in Lexington, KY. Fayette County Detention Center is a Direct Supervision 1260 facility bed, with a staff of 358. Starting as an officer in July 2021, she worked in many areas of the jail including the Classification Department. While promoting up the ranks, she was a Sergeant in Professional Standards for 7 years which included Internal Affairs investigations and starting the Gang Intel Unit. As she continued to promote up thru the ranks, she was a commander over the Custody Bureau. In March 2014, Lisa completed the National Jail Academy Leadership Command Academy in Sam Houston, TX and was the first to receive the CJM certification at Fayette County Detention Center in November 2014. Lisa was an adjunct instructor for training and recruit academy classes covering topics of gangs and Internal Affairs. Lisa completed her BS degree in Corrections and Juvenile Services from Eastern Kentucky University in 2001 and then followed up with her MS degree in Criminal Justice from Eastern Kentucky University in 2004, while working at the detention center.

Who Should Attend:

- Insurance Pools • Loss Control Specialist • Risk Managers • Jail Administrators and Sheriffs

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Plainfield, IN 46168

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March 4, 5 & 6, 2024 • Las Vegas, Nevada



Legal & Liability Risk Management Institute

Training Seminar



James R. Alsup, *Director*

Jail/Correction Liability, Risk Management and Legal Issues Conference

Why Are We Getting Sued?

Instructors:

Jack Ryan, Attorney
Captain (Retired)
Providence Police Department • Providence RI

Jeff Carter, Deputy Director (Retired)
Fayette County Detention Center Adult Facility
Lexington, Kentucky

Tracey Reed, (Retired)
Kentucky Department of Corrections
Louisville, Kentucky

Steve Campbell, Major (Retired)
Providence Rhode Island Police Department
Providence, Rhode Island

Lisa Farmer, Director (Retired)
Fayette County Detention Center Adult Facility
Lexington, Kentucky



March 4, 5 & 6, 2024
Las Vegas, Nevada
Register On-Line At: WWW.LLRMI.COM



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Why Are We Getting Sued?

“What are the liabilities?” Why we are losing law suits?

- Snohomish County settles jail death lawsuit for \$2.4 million.
- Former Allegheny County jail inmate settles lawsuit over loss of a baby.
- Sandra Bland’s family settle case for \$1.9M; agreement includes policy changes for Texas jail.
- County settles jail meth death for \$2.3 million.
- Pennsylvania

A federal jury hit a prison health care provider and associated medical staff with a combined \$11.9 million verdict after they were found to have not properly addressed the psychiatric needs of an inmate who killed himself. The verdict broke down into roughly \$1 million for deliberate indifference and \$2.8 million for medical negligence against all defendants. The verdict also issued \$8 million in punitive damages directed solely by medical provider.

Overview of Jail Liability

While Jail/Correction officers may believe that they will be exposed to liability for all of their actions, both proper and improper, the fact of the matter is that most courts have avoided second guessing police actions and have only sanctioned the most egregious conduct. There are various levels of liability that may exist when a jailers actions are deemed improper.

Civil Actions

Intentional Torts: The Plaintiff must suffer as a result of the breach of duty.

Federal Lawsuits

When a federal lawsuit is filed under §1983 for violations of federal rights there is no vicarious or respondent superior liability. In such a case, in order to get the agency on the hook as a defendant, the plaintiff has to prove that the agency did something wrong that led the officer to act in the manner that he or she did. Violations of Civil Rights—42 U.S.C. sec. 1983. This type of lawsuit is the type that most jails often face.

Pattern and Practice Lawsuit

Under USC §14141 it is unlawful for a Jail/Correction agency to allow its members to participate in a pattern and practice of violating civil rights.

Understanding Judgment and Qualified Immunity in the Defense of Jail/Correction Officers

Summary Judgment: Even if the person bringing the lawsuit story is taken as true there was no violation of the Constitution.

Qualified Immunity: Even if the person bringing the lawsuit story is taken as true and there was a violation of the Constitution, the law was not clearly established at the time the jail officer acted.

Seminar Agenda
Jail/Correction Liability,
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March 4, 5 & 6, 2024 • Las Vegas, Nevada

Monday, March 4, 2024	
8:00 a.m.—8:30 a.m.	Registration
8:30 a.m.—12:00 p.m.	Jeff Carter Use of Force in Jails Mental Health and Suicide Prevention
12:00 p.m.—1:00 p.m.	Lunch (On Your Own)
1:00 p.m.—2:30 p.m.	Tracey Reed Emotional Intelligence: The Secret Ingredient of Effective Leadership
2:30 p.m.—5:00 p.m.	Using Your Words to Gain Compliance
Tuesday, March 5, 2024	
8:00 a.m.—10:00 a.m.	Lisa Farmer Jail Intake Screening
10:00 a.m.—12:00 p.m.	Jail Classification
12:00 p.m.—1:00 p.m.	Lunch (On Your Own)
1:00 p.m.—5:00 p.m.	Jack Ryan, Attorney Emerging Legal Trends For Jails <ul style="list-style-type: none">• Medical Care• Mentally Ill• Psychological Disorders• Americans With Disabilities ADA• Duty To Protect• Religious Rights• Strip Search
Wednesday, March 6, 2024	
8:00 a.m.—12:00 p.m.	Steve Campbell Audits, Inspections, Customs and Practices
12:00 p.m.	Certificate Presentation

3 Ways to Register for a Seminar!
Ways to Register

1. Register Online: WWW.LLRMI.COM
2. Fax Form: 317-386-8228
3. Mail Form to:
- Legal and Liability Risk Management
700 N. Carr Rd., # 595
Plainfield, Indiana 46168

Federal ID: 81-0692135
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If you have any questions please call
317-386-8325

Upon receiving your registration we will send an invoice to the department or agency.
Checks, Claim Forms, Purchase Orders should be made payable to: LLRMI

Seminar Title:	Jail/Correction Liability, Risk Management & Legal Issues Conference Why Are We Getting Sued?	Seminar ID #16446
Instructors:	Jack Ryan, Jeff Carter, Lisa Farmer, Tracey Reed and Steve Campbell	
When:	March 4, 5 & 6, 2024	Note: To receive special room rates, please identify yourself with Group Code: PCILL24
Registration Time:	8:00 a.m. (March 4, 2024)	
Seminar Location: and Hotel Reservations:	Palace Station Hotel & Casino 2411 West Sahara Avenue Las Vegas, Nevada 89102 1-800-634-3101 \$89.00 Single or Double (plus tax) \$26.99 Hotel Service Fee-Per Room Per Night	
Note:	Hotel Service Fee-Per Room Per Night Includes: In Room Internet Service and Fitness Center.	
Registration Fee	\$425.00 Includes Jail/Correction Liability, Risk Management and Legal Issues Conference, Printed Training Manual and Certificate of Completion.	

Names of Attendees 1. _____

2. _____

3. _____

4. _____

Agency _____

Invoice To Attn: _____

(Must Be Completed)

Address _____

City _____ State _____ Zip _____

Email _____

Phone _____ Fax _____