

AELE Jail and Prisoner Legal Issues Workshop
Operational and Administrative Legal Issues
2017 Agenda

Monday, January 9, 2017

- 8:15 AM Registration at Orleans Conference Center
- 9:00 AM Welcome and announcements, use of AELE website, computer research on AELE website, review of AELE resources, review of workshop materials
- 9:20 AM Introduction to current trends in correctional administration and operations, approaches of federal and state courts, frequently-litigated issues
(Peter Marchesi, Esq.)
- 10:00 AM Break
- 10:15 AM Impact of Prison Litigation Reform Act (PLRA) on correctional litigation, importance of grievance procedures and response
(Elmer Dickens Esq.)
- 11:00 AM Break
- 11:10 AM Impact of PLRA (*continued*)
- 11:45 AM Consent Agreements and impact on jail/prison conditions and operations
(Jeb Brown, Esq.)
- 12:15 PM Lunch: Complimentary for registered attendants
- 1:30 PM Consent Agreements (*continued*)
- 2:30 PM Break
- 2:40 PM Classification issues, types of systems, documentation requirements, use of instruments, intake issues, resources, classification standards, custody and security considerations, periodic reviews, programming, relationship of classification to operational and administrative liability
(Donald Leach, Ph.D.)
- 3:40 PM Break
- 3:50 PM Classification issues (*continued*)
- 4:45 PM Conclude for the day

Tuesday, January 10th

- 8:00 AM Inmate discipline and segregation, procedural requirements, burden of proof, notice requirements, hearing procedures, evidence standards, rules and regulations, decisional process, appeals
(Elmer Dickens, Esq.)
- 9:00 AM Break
- 9:10 AM Inmate discipline (*continued*)
- 9:45 AM Inmate religious issues, impact of RLUIPA on operations, least restrictive means test, scope of permitted restrictions, recent litigation
(Carrie Hill, Esq.)
- 11:00 AM Break
- 11:10 AM Inmate religious issues (*continued*)
- 12:15 PM Lunch: complimentary for all registered attendants
- 1:30 PM Search issues concerning prisoners, staff, and visitors – legal basis and application
(Peter Marchesi, Esq.)
- 2:20 PM Break
- 2:30 PM Search issues, *continued*
(Peter Marchesi, Esq.)
- 3:30 PM Break
- 3:40 PM 1st Amendment and correctional litigation: visitation, mail, telephone, packages, correspondence, property access
(Rick Hodsdon, Esq)
- 4:45 PM Conclude for the day

Wednesday, January 11th

- 8:00 AM 1st Amendment (*continued*)
- 9:00 AM Break
- 9:10 AM Supervisory and policy liability, state and federal law standards, formal and informal policies, rules and procedures, impact of prior acts, direct vs. indirect liability, official capacity claims, policy legal requirements
(Rick Hodsdon, Esq)
- 10:00 AM Break
- 10:10 AM Inmate medical, mental health and suicidal care issues- systems and protocols, drugs and appliances, private contractors; managing mentally ill prisoners, mental health training, psychotropic medication protocols; intake assessment and procedures, intervention
(Peter Marchesi, Esq.)
- 11:00AM Break
- 11:10 AM Inmate medical, mental health and suicidal care issues (*continued*)
- 12:15 PM Lunch: complimentary for all registered attendants
- 1:30 PM In-custody suicide: from the eyes of an expert-are you prepared?
(Ken Katsaris)
- 2:30 PM Break
- 2:40 PM Affordable Care Act (ACA) and Americans for Disabilities Act-Title II: Medicaid impacts, inmate copays, custodial release for medical care application of the ADA to correctional facilities, liability standards
(Rick Hodsdon, Esq.)
- 3:30 PM Break
- 3:40 PM ACA and ADA (*continued*)
- 4:45 PM Conclude for the day

Thursday, January 12th

- 8:00 AM Use of force, operational considerations, importance of reporting and documentation, defense of staff actions, impact of prior incidents
(Carrie Hill, Esq.)
- 9:00 AM Break
- 9:15 AM Use of force (*continued*)
(Carrie Hill, Esq.)
- 10:00 AM Break
- 10:10 AM Use of force decision-making, use of force response guidelines, equipment, techniques, investigations, post-incident analysis, entry and in-service training, certification, staffing needs, types of supervision systems, use of force policies
(Ken Katsaris)
- 11:00 AM Break
- 11:10 AM Body cameras use in jails/prisons; Agitated Chaotic Events (ACE)
(John Peters, Ph.D.)
- 12:15 PM Lunch: complimentary for all registered attendants
- 1:30 PM Staff sexual misconduct and ethical violations legal issues, civil liability for agencies, criminal prosecution of staff; methods to reduce staff/inmate misconduct and ethical violations
(Elmer Dickens, Esq.)
- 2:20 PM Break
- 2:30 PM Staff sexual misconduct (*continued*)
- 3:30 PM Break
- 3:40 PM Legal issues facing corrections in the next year
(Donald Leach, Ph.D)
- 4:45 PM Workshop concludes