

Revisiting Qualified Immunity and Clearly-Established Law in Force Context

OVERVIEW:

Qualified immunity (QI) can provide a safe-harbor shielding mechanism for law enforcement officers (LEOs), but only if it is appropriately considered and correctly applied in policy, training, supervision, reporting, investigating, incident reviewing, disciplining, etc.

This brief program explores and revisits these important concepts.



Thursday, September 21st
1:00pm – 2:00pm ET
2023

INSTRUCTOR:

Michael Brave

Michael Brave, J.D., M.S. (trainer, consultant, attorney, retired officer), has a wide range of law enforcement experience, including: earning instructor certifications in many force options, vehicle operations, pursuits, and others; authoring 140+ papers, book chapters, videos, and webinars; involved in 750+ legal actions; retained as an expert in 280+ federal/state civil rights issues, international inquests, and others; involved in reviewing 650+ Officer-Associated Deaths (O-ADs); and presented on force and other subjects 1000+ times in the U.S.A., Mexico, U.K., Canada, Austria, and Panama. He serves as Legal Advisor and a Board Member to International Law Enforcement Educators and Trainers Association (ILEETA). He is an International Association of Directors of Law Enforcement Standards and Training (IADLEST) International Certified Instructor and Nationally Certified Instructor. He is a Life Member of the International Association of Chiefs of Police (IACP), American Jail Association (AJA), National Sheriffs Association (NSA), and others.

LEARNING OBJECTIVES:

- Understanding QI, how it is intended to be applied, and how it is often mis-applied.
- Understanding clearly-established law and obvious clarity exception.
- Example: Graham (1989) actively resisting factor as clearly-established law today.
- Implementing QI safe harbors in law enforcement leadership.

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