

## **LEGAL DISCLAIMER**

The law enforcement policies contained in this manual have been designed to, at minimum, comport with Pennsylvania Law Enforcement Accreditation Program Standards. However, the Pennsylvania Chiefs of Police Association (“Association”) makes no representations or warranties regarding the suitability of each and every policy contained herein for your particular agency. Nor does the Association make any guarantees or endorsements regarding your adoption and/or use of these specific policies.

You are not required to adopt or utilize any of these particular policies. Because these “form policies” have been developed with the expectation that they will be customized by the end user, these policies may not specifically meet your agency’s needs in their current form. You may choose to adopt some, but not all, of the enclosed policies. You may also find that some of the sample policies contravene existing policies adopted by your municipality or entity (for example, you may have an agency policy that categorically precludes vehicle pursuits, rendering the sample pursuit policy inappropriate). All of the enclosed policies have been provided in a customizable format that allows for modification. It is your responsibility to customize and/or modify these policies as warranted to meet your agency’s specific needs. As with any policy, the enclosed form policies should be reviewed carefully by your agency’s chief, supervisory officer(s), and legal counsel, and modified as necessary to fit your agency’s particular needs and the needs of your community. The Association will not be responsible for any modifications or revisions that are made to these policies.

As you know, the successful implementation of any law enforcement policy hinges on continued training, supervision and enforcement, which are your responsibility. You are strongly advised to train your officers regarding any new policies that you adopt and put into place. The Association will not be responsible for any liability arising from your failure to train your officers regarding any policies that you adopt from this manual.

The Association will provide periodic policy updates as warranted by changes in the law and accepted practice. The policy updates will be provided to you for a modest annual maintenance fee that is designed solely

to recoup the cost of developing the same. If you fail to update the model policy manual, you do so at your own risk. The Association will not be responsible for your failure to implement any recommended future revisions to the enclosed policies. Nor will the Association be responsible for revisions made by your agency to the future updates.

This policy manual was developed to assist those agencies that have experienced difficulty developing law enforcement policies and/or for those agencies that are preparing for accreditation. The modest purchase price for this policy manual is intended solely to recoup the expense incurred by the Association to develop the same. While you are strongly encouraged to recommend the enclosed policy manual to your colleagues, the Association requests that you refrain from reproducing and disseminating the policy manual in either "hard copy" or electronic format. The circulation of the enclosed policies in such an uncontrolled fashion poses risks of improper modification and adoption, and prevents the end user from receiving necessary and vital ongoing updates. Your cooperation is appreciated.

## LIABILITY WAIVER

I, THE UNDERSIGNED, AM AUTHORIZED TO EXECUTE THIS WAIVER ON BEHALF OF THE MUNICIPALITY OR ENTITY WITH WHICH I AM EMPLOYED.

I UNDERSTAND AND AGREE THAT THE PENNSYLVANIA CHIEFS OF POLICE ASSOCIATION (“PCPA”) SHALL ASSUME NO RESPONSIBILITY FOR ANY CLAIMS, CAUSES OF ACTION, DEMANDS, SUITS, LOSSES OR LIABILITIES ARISING FROM MY AGENCY’S MODIFICATION, USE, ADOPTION AND/OR IMPLEMENTATION OF ANY MODEL LAW ENFORCEMENT POLICIES PUBLISHED BY PCPA.

I UNDERSTAND THE NEED TO TRAIN MY AGENCY’S OFFICERS ON ANY NEW POLICY THAT IS ADOPTED AND AGREE TO PROVIDE SUCH TRAINING.

I UNDERSTAND THAT THE MODEL POLICIES WILL BE PERIODICALLY UPDATED FOR AN ANNUAL MAINTENANCE FEE, AND AGREE THAT PCPA SHALL NOT BE RESPONSIBLE FOR ANY FAILURE BY MY AGENCY TO UPDATE THE MODEL POLICIES AS RECOMMENDED BY PCPA.

I AGREE, AS AN AUTHORIZED REPRESENTATIVE OF MY EMPLOYER ENTITY, TO INDEMNIFY AND HOLD PCPA HARMLESS FROM AND AGAINST ANY AND ALL CLAIMS OR CAUSES OF ACTION THAT MAY BE ASSERTED AGAINST MY MUNICIPALITY, AGENCY, PUBLIC OFFICIALS, DIRECTORS, POLICE OFFICERS, EMPLOYEES AND/OR AGENTS ARISING FROM ADOPTION AND/OR USE OF THE MODEL LAW ENFORCEMENT POLICIES.

**ACCEPTED BY:**

Dated: \_\_\_\_\_

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print Full Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Employer/Municipality Name