

Duchesne County School District - Policy Proposal

5.0815 ~~Safe Schools:~~ Emergency Safety Interventions

5.0815 Emergency Safety Interventions

Existing Policy	Proposed Policy
<p>5.0815 Safe Schools: Emergency Safety Interventions <i>Issue Date: 1/2/20 FH</i></p> <p>This policy governs the use of emergency safety interventions, which are used to address situations where a student presents an immediate danger (to self or others) but which are not used for disciplinary purposes.</p> <p>5.0815.01 DEFINITIONS Issue Date: 1/2/20 FH</p> <p>“Emergency safety intervention” means the use of seclusionary time out or physical restraint when a student presents an immediate danger to self or others, and the intervention is not for disciplinary purposes.</p> <p>“Seclusionary time out” means that a student is:</p> <ol style="list-style-type: none">1. Placed in a safe enclosed area by school personnel (the area must meet applicable health department and fire marshal regulations);2. Purposefully isolated from adults and peers; and3. Is prevented from leaving (or reasonably believes that the student will be prevented from leaving) the enclosed area. <p>“Physical restraint” means personal restriction that immobilizes or reduces the ability of an individual to move the individual’s arms, legs, body, or head freely.</p> <p>5.0815.02</p> <p>“Immediate danger” means the imminent danger of</p>	<p>5.0815 Emergency Safety Interventions Issue Date: 12/4/2025 (reference: FHAF)</p> <p>This policy governs the use of emergency safety interventions, which are used to address situations where a student presents an immediate danger (to self or others).</p> <p>5.0815.01 Definitions—</p> <p>“Emergency safety intervention,” or “ESI,” means the use of seclusion or physical restraint when a student presents an immediate danger to self or others.</p> <p>“Seclusion” means seclusionary time out, meaning the involuntary confinement of a student alone in a room or area from which the student is physically prevented from leaving, including:</p> <ol style="list-style-type: none">1. Placing the student in a locked room; or2. Placing a student in a room where the door is blocked by furniture or held closed by staff. <p>The room or area must meet applicable health department and fire marshal regulations.</p> <p>“Physical restraint” means personal restriction that immobilizes or reduces the ability of an individual to move the individual’s arms, legs, body, or head freely.</p> <p>“Physical escort” means a temporary touching or holding of the hand, wrist, arm, shoulder, or back for the purpose of guiding a student to another location.</p> <p>“Mechanical restraint” means the use of any device or equipment to restrict a student’s freedom of movement.</p> <p>“Immediate danger” means the imminent risk of physical violence or aggression towards self or</p>

~~physical violence or aggression towards self or others which is likely to cause serious physical harm.~~

~~Utah Admin. Rules R277-609-2(3), (5), (8), (17) (May 8, 2018)~~

~~EMERGENCY SAFETY INTERVENTION~~

~~Issue Date: 1/2/20 FH~~

~~An emergency safety intervention is using seclusionary time out or physical restraint when a student presents an immediate danger to self or others (not for disciplinary purposes). The District shall implement policies and procedures for the use of emergency safety interventions for all students which are consistent with evidence-based practices.~~

~~Physical restraint as part of an emergency safety intervention may not be used with a student except within the guidelines stated below under Physical Restraint. Mechanical restraint may not be used as part of an emergency safety intervention, except those which are protective, stabilizing or required by law, or any device used by a law enforcement officer in carrying out law enforcement duties, including seatbelts or any other safety equipment when used to secure students during transportation. Chemical restraint may not be used as part of an emergency safety intervention, except as prescribed by a licensed physician, or other qualified health professional acting under the scope of the professional's authority under State law, for the standard treatment of a student's medical or psychiatric condition; and administered as prescribed by the licensed physician or other qualified health professional acting under the scope of the professional's authority under state law.~~

~~Seclusionary time out as part of an emergency safety intervention may not be used with a student except when a student presents an immediate danger of serious physical harm to self or others and within the guidelines stated below under Seclusionary Time Out.~~

~~For a student with a disability, emergency safety interventions may not be written into a student's individualized education program as a planned~~

others or other behaviors which are likely to cause substantial bodily injury or serious bodily injury.

“Serious bodily injury” means bodily injury that creates or causes serious permanent disfigurement, protracted loss or impairment of the function of any bodily member or organ, or creates a substantial risk of death.

“Substantial bodily injury” means bodily injury which does not amount to serious bodily injury but which causes or creates protracted physical pain, temporary disfigurement, or temporary loss or impairment of the function of any bodily member or organ.

“ESI key employee” means an employee who has received comprehensive ESI training and is authorized to use an ESI with a student.

[Utah Code § 53G-8-301\(1\)\(b\), \(c\), \(d\) \(2025\)](#)

[Utah Code § 76-1-101.5\(17\), \(18\) \(2023\)](#)

[Utah Admin. Rules R277-608-2\(4\), \(8\), \(10\)\(a\), \(14\), \(15\), \(16\) \(March 10, 2025\)](#)

[Utah Admin. Rules R277-608-4\(3\) \(March 10, 2025\)](#)

5.0815.02 Emergency Safety Intervention—

An emergency safety intervention is using seclusion or physical restraint when a student presents an immediate danger to self or others (not for disciplinary purposes).

5.0815.03 Physical Restraint—

Reasonable and necessary physical restraint may only be used in self defense, to obtain possession of a weapon or other dangerous object in the possession or under the control of a student, to protect the student or another individual from physical injury, to remove a student who is violent from a situation, or to protect property from being damaged when physical safety is at risk. Prior to its use, a school employee must first use the least restrictive available intervention available, including a physical escort. It may not be used as a means of discipline or punishment. The student may not be

~~intervention unless school personnel, the family, and the IEP team agree less restrictive means have been attempted to address the qualifying circumstances (that is, circumstances where the student presents an imminent danger of physical violence or aggression towards self or others which is likely to cause serious physical harm) have been attempted, a functional behavior analysis has been conducted, and a positive behavior intervention plan based on data analysis has been written into the plan and implemented.~~

5.0815.03

~~PHYSICAL RESTRAINT~~

~~Issue Date: 1/2/20 FH~~

~~Utah Admin. Rules R277-609-4(3)(k) (May 8, 2018)~~

~~Utah Admin. Rules R277-609-5 (May 8, 2018)~~

~~Physical restraint may only be used when a student presents a danger of serious physical harm to self or others. It may not be used as a means of discipline or punishment. The student may not be placed in a prone (face-down) or supine (face-up) position in physical restraint. No restraint may be used which obstructs the airway of a student or which adversely affects a student's primary mode of communication.~~

~~All physical restraint must be immediately terminated when the student either (a) is no longer an immediate danger to self or others, or (b) is in severe distress. The restraint must be for the~~

5.0815.04

~~SECLUSIONARY TIME OUT~~

~~Issue Date: 1/2/20 FH~~

5.0815.05

~~PARENTAL NOTICE~~

~~Issue Date: 1/2/20 FH~~

5.0815.06

placed in a prone (face-down) or supine (face-up) position in physical restraint. No restraint may be used which obstructs the airway of a student or which adversely affects a student's primary mode of communication.

All physical restraint must be immediately terminated when either (a) the circumstances warranting the restraint are no longer present, or (b) the student is in severe distress. The restraint must be for the minimum time necessary to ensure safety and the District's release criteria must be implemented. However, before stopping, releasing, and reassessing, a student may not be physically restrained for more than the shortest of: 30 minutes; the time described in the District's emergency intervention training program; or when law enforcement arrives.

Mechanical restraint may not be used as part of an emergency safety intervention, except those which are protective, stabilizing or required by law, or any device used by a law enforcement officer in carrying out law enforcement duties, including seatbelts or any other safety equipment when used to secure students during transportation.

Chemical restraint may not be used on a student.

5.0815.04 Seclusion—

Seclusion may only be used for purposes of maintaining safety and may not be used: as a means of discipline or punishment; for coercion, retaliation, or humiliation; because of inadequate staffing; or for a staff member's convenience. There shall be immediate and continuous review of the decision to use seclusion. Seclusion may not be used unless the employee has used other, less restrictive interventions before the seclusion. Seclusion shall be used for the minimum time necessary to ensure safety as reasonably understood by the employee and shall end according to the District's release criteria. If a student is placed in seclusion for 30 minutes, the seclusion should end. If the student again exhibits behavior that is unsafe, they may be placed in seclusion again under the parameters outlined in policy. In using seclusion, the employee

ESI COMMITTEE

Issue Date: 1/2/20 FH

~~minimum time necessary to ensure safety and the District's release criteria must be implemented. However, a student may not be physically restrained for more than 30 minutes.~~

~~*Utah Admin. Rules R277-609-4(3)(k)(i) (May 8, 2018) Utah Admin. Rules R277-609-5 (May 8, 2018)*~~

~~A seclusionary time out may only be used for purposes of maintaining safety and may not be used as a means of discipline or punishment. Seclusionary time out shall be used for the minimum time necessary to ensure safety and shall end according to the District's release criteria. However, a student may not be placed in seclusionary time out for more than 30 minutes. In using seclusionary time out, any door must remain unlocked and the student must be maintained within line of sight of the employee using the seclusionary time out and the employee must confirm that the area meets applicable health department and fire marshal regulations.~~

~~*Utah Admin. Rules R277-609-4(3)(k)(vii) (May 8, 2018) Utah Admin. Rules R277-609-5(6), (8) (May 8, 2018)*~~

~~When a crisis situation occurs that requires the use of an emergency safety intervention (physical restraint or seclusionary time out) to protect the student or others from harm, a school shall notify the student's parent or guardian and District administration immediately and in any event no later than the end of the school day. If a crisis situation occurs for more than 15 minutes, or if physical restraint or seclusionary time out is used for more than 15 minutes, the foregoing notice shall include that information.~~

~~The notice provided shall be documented in the student information system records.~~

~~The school shall, upon his or her request, provide to the student's parent or guardian a copy of any notes or additional documentation taken during a crisis situation. Within 24 hours of a crisis situation, the~~

must confirm that the area meets applicable fire and public safety regulations. During the seclusion, the student must be maintained within line of sight of and actively supervised by an employee who is familiar to the student and who has received comprehensive ESI training.

Seclusion as part of an emergency safety intervention may not be used with a student except by a key employee and only when a student presents an immediate danger of serious physical harm to self or others, when less restrictive interventions have failed, and within the guidelines stated below under Seclusion.

For a student with a disability, emergency safety interventions may not be written into a student's individualized education program as a planned intervention unless school personnel, the family, and the IEP team agree less restrictive means have been attempted to address the qualifying circumstances (that is, circumstances where the student presents an imminent danger of physical violence or aggression towards self or others which is likely to cause serious physical harm) have been attempted, a functional behavior analysis has been conducted, and a positive behavior intervention plan based on data analysis has been written into the plan and implemented.

Whenever seclusion is used, the school shall debrief all witnesses, involved staff members, the student who was secluded, and the parent of the student. The use of seclusion shall be documented, and the documentation shall include the reason for its use, its duration, and any alternative strategies attempted.

A school within the District may designate an enclosed area for the sole purpose of seclusion if the following conditions have been met.

1. The school has submitted a written application requesting approval from the Board of Education which:
 - a. Describes the enclosed area;
 - b. Outlines the data and reasoning for designating an enclosed area;
 - c. Documents that the school has given written notification to the

~~school shall notify the student's parent or guardian that such a request may be made. A student's parent or guardian may request a time to meet with school staff and administration to discuss the crisis situation.~~

~~Utah Admin. Rules R277-609-4(3)(k) (May 8, 2018)
Utah Admin. Rules R277-609-5(2), (4), (7), (9) (May 8, 2018) Utah Admin. Rules R277-609-8(3), (4) (May 8, 2018)~~

~~The District shall establish an Emergency Safety Intervention (ESI) Committee with members appointed by the Superintendent and consisting of two or more administrators, at least one parent or guardian of a student enrolled in the District, and at least two certified educational professionals with behavior training and knowledge of state rules and District discipline policies.~~

~~The ESI Committee shall meet often enough to monitor the use of emergency safety intervention in the District, shall determine and recommend professional development needs relating to emergency safety intervention; and shall develop policies for local dispute resolution processes to address concerns regarding disciplinary actions.~~

~~The District shall collect, maintain, and periodically review documentation and other records of the use of emergency safety interventions at schools within the District, according to procedures defined by the State Superintendent of Public Instruction. Such documentation and records shall be provided annually to the State Superintendent. In addition, the District shall submit all required UTREx discipline incident data elements as part of the District's daily UTREx submission.~~

~~Utah Admin. Rules R277-609-7 (May 8, 2018) Utah Admin. Rules R277-309-8 (May 8, 2018)~~

parents of the school's students of the proposed enclosed area and has invited and considered parent input regarding the proposed area; and

d. Demonstrates that the proposed area satisfies the standards and requirements of Utah Admin. Rules R392-200 and Utah Admin. Rules R710-4;

2. The Board of Education has consulted with the District's ESI committee regarding the application;

3. The Board of Education affords parents from the school in question the opportunity to comment on the proposed enclosed area; and

4. The Board of Education determines that designation of the enclosed area is appropriate and approves the application.

[Utah Code § 53G-8-301\(10\)\(b\)\(i\), \(c\) \(2025\)](#)

[Utah Code § 53G-8-301\(4\), \(10\)\(b\)\(ii\), \(iii\) \(2025\)](#)

[Utah Admin. Rules R277-608-2\(1\)\(b\), \(4\), \(10\)\(b\) \(March 10, 2025\)](#)

[Utah Admin. Rules R277-608-3\(3\)\(h\) \(March 10, 2025\)](#)

[Utah Admin. Rules R277-609-4\(3\)\(c\) \(April 8, 2025\)](#)

[Utah Code § 53G-8-301\(2\), \(4\) \(2025\)](#)

[Utah Admin. Rules R277-608-3\(3\)\(a\) – \(c\) \(March 10, 2025\)](#)

[Utah Admin. Rules R277-608-5\(1\)-\(4\) \(March 10, 2025\)](#)

[Utah Code § 53G-8-301\(10\)\(a\)\(iii\), \(b\) \(2025\)](#)

[Utah Admin. Rules R277-608-5\(9\) – \(12\) \(March 10, 2025\)](#)

[Utah Admin. Rules R277-608-3\(2\) \(March 10, 2025\)](#)

When an ESI (physical restraint or seclusion) is used, a school shall notify the student's parent and administration as soon as reasonably possible.

The school shall notify the district administration as soon as reasonably possible.

The school shall provide documentation of the ESI to the ESI Committee.

The notice provided shall be documented in the student information system records.

The school shall, upon his or her request, provide to the student's parent or guardian a copy of any notes or additional documentation taken during an ESI. A student's parent or guardian may request a time to meet with school staff and administration to discuss the use of an ESI.

[Utah Code § 53G-8-301\(10\)\(d\) \(2025\)](#)
[Utah Admin. Rules R277-608-5\(5\) – \(8\), \(13\) – \(19\) \(March 10, 2025\)](#)

5.0815.06 ESI Training—

All employees who supervise students or who may be asked to assist in managing a student's behavior shall receive foundational behavior support training including behavioral or emotional crisis management including de-escalation strategies consistent with the LRBI manual and the District's policies relating to ESI.

ESI key employees shall also receive comprehensive ESI training before the key employee may be authorized to use an ESI with a student and shall receive the comprehensive ESI training annually thereafter. This comprehensive training shall include the appropriate, safe, and effective use of ESI and the proper and required documentation of ESI.

[Utah Admin. Rules R277-608-4 \(March 10, 2025\)](#)

5.0815.07 ESI Committee—

The District shall establish an Emergency Safety Intervention (ESI) Committee with members appointed by the Superintendent and consisting of two or more administrators, at least one parent or guardian of a student enrolled in the District, and at

least two certified educational professionals with behavior training and knowledge of state rules and District discipline policies.

The ESI Committee shall meet often enough to monitor the use of emergency safety intervention in the District, shall determine and recommend professional development needs relating to emergency safety intervention, shall develop policies for local dispute resolution processes to address concerns regarding disciplinary actions, and shall ensure that each emergency incident where a school employee uses an ESI is documented in the District's student information system and is reported to the State Superintendent through UTREx.

The District shall collect, maintain, and periodically review documentation and other records of the use of emergency safety interventions at schools within the District, according to procedures defined by the State Superintendent of Public Instruction. For each incident where an ESI is used, the data shall report the incident and shall include the duration of the intervention used to respond to the incident, the stated purpose of the intervention used, the alternative interventions attempted, demographic information regarding the student (sex, gender, age, grade in school, and applicable disability status), and (without revealing the identity of staff involved), relevant training offered to staff and whether the staff received the training. Such documentation and records shall be provided annually by June 30 to the State Superintendent. In addition, the District shall submit all required UTREx discipline data and incident or infraction data elements as part of the District's daily UTREx submission.

[Utah Code § 53G-8-301\(11\) \(2025\)](#)

[Utah Admin. Rules R277-608-6 \(March 10, 2025\)](#)

[Utah Admin. Rules R277-608-8 \(March 10, 2025\)](#)