

Three Rivers School District

8550 New Hope Rd • PO Box 160 • Murphy, OR 97533

Policy: JGAB
Adopted: 8/20/07, 1/21/14

USE OF RESTRAINT AND SECLUSION

The Board is dedicated to the development and application of best practices within the district's educational/behavioral programs. It is the intent of the Board to establish a policy that defines the circumstances that must exist and the requirements that must be met prior to, during and after the use of physical restraint and/or seclusion as an intervention with district students.

Definitions

1. Physical restraint" means the restriction of a student's movement by one or more persons holding the student or applying physical pressure upon the student. "Physical restraint" does not include touching or holding a student without the use of force for the purpose of directing the student or assisting the student in completing a task or activity. The definition of "physical restraint" does not include the use of mechanical, chemical or prone restraint of a student as these methods are prohibited by Oregon law.

2. "Seclusion" means the involuntary confinement of a student alone in a room from which the student is physically prevented from leaving.

3. "Serious bodily injury" means any significant impairment of the physical condition of a person, as determined by qualified medical personnel, whether self-inflicted or inflicted by someone else.

4. "Mechanical restraint" means a device used to restrict the movement of a student or the movement or normal function of a portion of the body of a student.

"Mechanical restraint" does not include:

- a. A protective or stabilizing device ordered by a licensed physician; or
- b. A vehicle safety restraint when used as intended during the transport of a student in a moving vehicle.

5. "Chemical restraint" means a drug or medication that is used on a student to control behavior or restrict freedom of movement that has not been prescribed by a licensed health professional or other qualified health care professional acting under the professionals scope of practice.

6. "Prone restraint" means a restraint in which a student is held face down on the floor.

The use of physical restraint and/or seclusion is only permitted as a part of a behavioral support plan when other less restrictive interventions would not have been effective and the student's behavior poses a threat of imminent, serious physical harm to the student or others.

Except in the case of an emergency, only staff current in the required training in accordance with the district-designated physical restraint ~~and or~~ seclusion training program will implement physical restraint or seclusion with a student. In an emergency, physical restraint and/or seclusion may also be used by a school administrator, teacher or other school employee [or volunteer] as necessary when the student's behavior imposes a reasonable threat of imminent, serious bodily injury to the student or to others. The use of physical restraint/seclusion under these circumstances is only allowed so long as the student's behavior poses a threat of imminent, serious physical harm to themselves or to others. Any student being restrained or secluded within the district whether in an emergency or as a part of a plan shall be constantly monitored by staff for the duration of the intervention. Any room used for seclusion of a student must ~~allow staff full view of the student in all areas of the room and be free of potentially~~

~~hazardous conditions such as unprotected light fixtures and electrical outlets.~~ Meet the standards as outlined in OAR 581-021-0568.

The district shall utilize the Crisis Prevention Institute (CPI), Nonviolent Crisis Intervention training program of physical restraints ~~and~~ or seclusion for use in the district. As required by state regulation, the selected program shall include: behavioral support, prevention, de-escalation and crisis response techniques. Any program selected by the district must be in compliance with state and federal law with respect to the use of restraint and/or seclusion.

An annual review of the use of physical restraint and seclusion, ~~including a review of all district cases involving restraint and/or seclusion,~~ shall be completed to ensure compliance with district policies and procedures. The results of the annual review shall be documented and shall include at a minimum:

- The total number of incidents of physical restraint;
- The total number of incidents of seclusion;
- The total number of seclusions in a locked room;
- The total number of students placed in a physical restraint;
- The total number of students placed in seclusion;
- The total number of incidents that resulted in injuries or death to students or personnel as a result of the use of physical restraint or seclusion;
- The total number of students placed in physical restraint and/or seclusion incidents more than 10 times in a school year and an explanation of what steps have been taken by the district to decrease the use of physical restraint and seclusion for each student;
- The total number of physical restraint and seclusion incidents carried out by untrained individuals;
- The demographic characteristics of all students upon whom physical restraint and/or seclusion was imposed;

The district shall investigate all complaints regarding the use of restraint and/or seclusion practices according to the procedures outlined in Board policy *KL* and *KL-AR – Public Complaints*.

The Superintendent shall develop administrative regulations to carry out the requirements set forth in this policy and to meet any additional requirements established by law related to the use, reporting and written documentation of the use of physical restraint or seclusion by district personnel.

END OF POLICY

Legal Reference(s):

ORS 339.250
ORS 161.205
OAR 581-021-0061/0550/0553/0556/0559
OAR 581-021-0062
ORS 339.288
ORS 339.291