



Book Policy Manual
 Section Series 5000 Students
 Title Use of Physical Restraint and Seclusion Techniques for Students with Disabilities
 Number 5132
 Status First Reading

BRICK TOWNSHIP BOARD OF EDUCATION
Policy

	Monitored
X	Mandated
X	Other Reasons

USE OF PHYSICAL RESTRAINT AND SECLUSION TECHNIQUES FOR STUDENTS WITH DISABILITIES

The Board of Education strives to provide a safe, caring atmosphere that supports all students in the least restrictive environment. On occasion, during an emergency, a situation may arise making it necessary to temporarily restrain or seclude a student with a disability in accordance with N.J.S.A. 18A:46-13.4 through 13.7.

A school district that utilizes physical **restraint** on students with disabilities shall ensure that:

1. Physical **restraint** is used only in an emergency in which the student is exhibiting behavior that places the student or others in immediate physical danger;
2. A student is not restrained in the prone position, unless the student's primary care physician authorizes, in writing, the use of this **restraint** technique;
3. Staff members who are involved in the **restraint** of a student receive training in safe techniques for physical **restraint** from an entity determined by the Board of Education to be qualified to provide such training, and that the training is updated at least annually;
4. The parent of a student is immediately notified when physical **restraint** is used on the student. This notification may be by telephone or electronic communication. A post-incident written notification report of the incident of physical **restraint** shall be provided to the parent within forty-eight hours of the occurrence of the incident;
5. Each incident in which physical **restraint** is used is carefully and continuously visually monitored to ensure it was used in accordance with established procedures set forth in **Policy** and Regulation - Use of Physical **Restraint** and Seclusion Techniques for Students with Disabilities, developed in conjunction with the entity that trains staff in safe techniques for physical **restraint**, in order to protect the safety of the child and others; and
6. Each incident in which physical **restraint** is used is documented in writing in sufficient detail to enable staff to use this information to develop or improve the behavior intervention plan at the next individualized education plan (IEP) meeting.

A school district shall attempt to minimize the use of physical **restraints** through inclusion of positive behavior supports in the student's behavior intervention plans developed by the IEP team.

A school district, an educational services commission, or an APSSD that utilizes seclusion techniques on students with disabilities shall ensure that:

1. A seclusion technique is used on a student with disabilities only in an emergency in which the student is exhibiting behavior that places the student or others in immediate physical danger;
2. Each incident in which a seclusion technique is used is carefully and continuously visually monitored to ensure it was used in accordance with established procedures set forth in **Policy** and Regulation - Use of Physical **Restraint** and Seclusion Techniques for Students with Disabilities, developed in conjunction with the entity that trains staff in safe techniques for physical **restraint**, in order to protect the safety of the child and others; and
3. Each incident in which a seclusion technique is used is documented in writing in sufficient detail to enable the staff to use this information to develop or improve the behavior intervention plan at the next IEP meeting.

A school district, an educational services commission, and an APSSD shall attempt to minimize the use of seclusion techniques through inclusion of positive behavior supports in the student's behavior intervention plans developed by the IEP team.

The New Jersey Department of Education shall establish guidelines for school districts, educational services commissions, and APSSDs to ensure a review process is in place to examine the use of physical **restraints** or seclusion techniques in emergency situations, and for the repeated use of these methods for an individual child, within the same classroom, or by a single individual. The review process shall include educational, clinical, and administrative personnel. Pursuant to the review process the student's IEP team may, as deemed appropriate, determine to revise the behavior intervention plan or classroom supports, and a school district, educational services commission, or APSSD may determine to revise a staff member's professional development plan pursuant to N.J.S.A. 18A:46-13.7.

The Superintendent or designee may gather input from school staff members and parents of students with disabilities on this **Policy** and Regulation. All students with disabilities and their parents shall be afforded the procedural safeguards provided by the Individuals with Disabilities Education Act (IDEA).

The Superintendent or designee shall annually inform parents of students with disabilities about the Board's **Policy** regarding **restraint** and seclusion.

Key Words

Conduct, Discipline, Student Conduct, Student Conduct, Restraint, physical restraint, seclusion

Legal	N.J.S.A 18A 46-13.4
	N.J.S.A. 18A:46-13.5
	N.J.S.A. 18A:46-13.6
	N.J.S.A. 18A:46-13.7
	New Jersey Department of Education Restraint and Seclusion Guidance for Students with Disabilities - July 10, 2018

Last Modified by Sandra Beyer on November 15, 2018