

Stanwood Camano School District #401


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INSTRUCTIONAL SERVICES

Lloy Schaaf

Assistant Superintendent of Teaching and Learning

MEMORANDUM

To: Stanwood-Camano School Board of Directors
Fr: Lloy Schaaf, Ed.D. 
Re: Approval of First Reading of Revised Policy 3245
Date: May 3, 2016

Attached, please find revised Policy 3245 Isolation and Restraint of Students. Adjustments to the policy are being made based on legal counsel's advice.

District officials who are responsible for components of the policy and procedure have reviewed these documents.

RECOMMENDATION:

That the Board approves the First Reading of Revised Student Policy 3245, Isolation and Restraint of Students

ISOLATION AND RESTRAINT OF STUDENTS

It is the policy of the Stanwood-Camano School District Board of Directors that the district maintains a safe learning environment while treating all students with dignity and respect. All Students, including those with individualized Education Program (IEP and plans developed under Section 504 of the Rehabilitation Act of 1974 (Section 504 plan), will therefore remain free from unreasonable isolation, restraint, or restraint devices ("isolation and restraint") during school-sponsored instruction and activities.

The use of isolation and restraint will never be used as a form of discipline or punishment. The district recognizes, however, that isolation and restraint are necessary at times to preserve the safety of students and staff. The district therefore authorizes these actions under limited set of circumstances. This policy and its accompanying procedures set forth the statutory definitions and authorized uses of isolation and restraint as well as incident review, reporting, documentation, and parent/guardian notification procedures and requirements.

The district will provide parents/guardians of students with an IEP or Section 504 plan a copy of the district's isolation and restraint policy. At the time such programs or plans are created. All IEPs will include the district's procedures for notifying parents/guardians of the use of isolation or restraint.

Legal References:	RCW 9A.16.100	Use of Force on Children — Policy — Actions presumed unreasonable
	RCW 28A.155.210	Use of restraint or isolation—requirement for procedures to notify parent or guardian
	RCW 28A.600.485	Restraint of students with individualized education programs or plans developed under Section 504 of the Rehabilitation Act of 1973.
	RCW 28A.150.300	Corporal Punishment Prohibited
	Chapter 392-172A WAC	Rules for the Provision of Special Education
	WAC 392-400-235	Discipline — Conditions and limitations

Adoption Date: 05.20.14
Stanwood-Camano School District
Proposed Revised Date: 12.15.15

It is the policy of the Stanwood-Camano School Board of Directors that the district maintains a safe learning environment while treating all students with dignity and respect. All students in the district, including those who have an individualized education program (IEP) or plan developed under section 504 of the Rehabilitation Act of 1973, will remain free from unreasonable restraint, restraint devices, isolation, and other uses of physical force. Under no circumstances will these techniques be used as a form of discipline or punishment.

This policy is intended to address district students. It is not intended to prevent or limit the use of restraint or other reasonable force as necessary with adults or other youth from outside the district as allowed by law.

Use of restraint, isolation, and other forms of reasonable force may be used on any student when reasonably necessary to control spontaneous behavior that poses an "imminent likelihood of serious harm" as defined by RCW 70.96B.010 and Chapter 392-172A WAC and explained in the procedure accompanying this policy. Serious harm includes physical harm to self, another, or district property. Staff will closely monitor such actions to prevent harm to the student and will use the minimum amount of restraint and isolation appropriate to protect the safety of students and staff. The restraint, isolation, and other forms of reasonable force will be discontinued when the likelihood of serious harm has dissipated.

The superintendent or a designee will develop procedures to implement this policy, including review, reporting and parent/guardian notification of incidents involving restraint or isolation as required by law. Additionally, the superintendent will annually report to the board on incidents involving the use of force.

Cross References:

2161 - Special Education and Related Services for Eligible Students

2162 - Education of Students With Disabilities Under Section 504 of the Rehabilitation Act of 1973

Legal References:

RCW 9A.16.020 Use of force — When lawful

RCW 9A.16.100 Use of force on children — Policy — Actions presumed unreasonable

RCW 28A.150.300 Corporal Punishment Prohibited - Adoption of policy

RCW 28A.155.210 Use of restraint or isolation — Requirement for procedures to notify parent or guardian.

RCW 28A.600.485 - Restraint of students with individualized education programs or plans developed under section 504 of the rehabilitation act of 1973— Procedures—Definitions. [as amended by SHB 1240]

RCW 70.96B.010 - Definitions

Chapter 391-172A WAC - Rules for the provision of
special education

WAC 392-400-235 Discipline — Conditions and
limitations

Management Resources:

2016 - March Issue

2015 - July Policy Alert

2013 - December Issue

2013 - July Issue

Policy News, December 2008 Use of Reasonable Force
Policy

Adoption Date: 05.20.14;
Stanwood-Camano School District
Revised Date: 12.15.16; 05.03.16
Proposed: 05.17.16