

Restraint and seclusion are noneducational, reactive strategies utilized to mitigate the risk of substantial physical harm or bodily injury when other less restrictive interventions have failed to deescalate the situation.

While allowable under the law, the use of these strategies carries many associated risks.

Definitions

Restraint means the restriction of a student’s actions or movements by holding the student or using pressure or other means.

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

Restraint and Seclusion are Illegal Unless the Thresholds for Intervention are Met

The student’s behavior imposes a **reasonable risk of imminent and substantial physical or bodily injury** to the student or others, and less restrictive interventions would not be effective.

The student’s behavior imposes a **reasonable risk of imminent and serious bodily injury** to the student or others, and less restrictive interventions would not be effective.

Thresholds Definitions

“Substantial physical or bodily injury” means any impairment of the physical condition of a person that requires some form of medical treatment.

“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.

Annual Report on use of Restraint and Seclusion

Reporting to ODE

- The total number of incidents involving restraint and students placed in restraint
- Incidents involving seclusion and students placed in seclusion, as well as seclusions in a locked room
- The seclusion rooms available, including a description of the dimensions and design of the rooms
- Incidents that resulted in injuries, serious bodily injury or death to students or personnel
- Incidents involving untrained staff
- The number of students who were placed in restraint or seclusion more than 10 times in a school year and what steps have been taken to decrease the use for each student
- The demographic characteristics of students

Reporting: Local Posting

- The public at the entity’s main office and the website of the entity
- The school board or governing body overseeing the entity
- If the entity is an education service district, the component school districts of the education service district
- If the entity is a public charter school, the sponsor of the public charter school
- Parents and guardians of students in a public education program shall be advised at least once each school year about how to access the report