

**RESCIND BOARD REPORT 95-1220-PO1
AND ADOPT A NEW POLICY ON BEHAVIORAL INTERVENTIONS, PHYSICAL RESTRAINTS AND
ISOLATED TIME OUTS FOR STUDENTS WITH DISABILITIES**

THE CHIEF EXECUTIVE OFFICER RECOMMENDS:

That the Board rescind Board Report 95-1220-PO1 and adopt a new policy on Behavioral Interventions, Physical Restraints and Isolated Time Outs for Students with Disabilities.

PURPOSE: The Behavioral Interventions Act (105 ILCS 5/14-8.05) requires each school board to develop policies and procedures on the use of behavioral interventions for students with disabilities who require such interventions. The Illinois School Code (105 ILCS 5.34-18.20) authorizes the use of time out and physical restraints in certain circumstances. The purpose of this policy is to establish requirements, restrictions and procedures related to the use of Behavioral Interventions, Physical Restraints and Isolated Time Outs for Students with Disabilities.

POLICY TEXT:

I. Behavioral Interventions

A. "Behavioral Interventions" refers to non-physical techniques used with certain students with disabilities which are used to promote desirable student behaviors and reduce identified inappropriate behaviors.

B. Staff may use behavioral interventions with students with disabilities as authorized by the Behavior Intervention Plan (BIP) section of a student's Individualized Education Program (IEP). The Chief Executive Officer or designee shall develop procedures for the appropriate use of behavioral interventions with students with disabilities. These procedures will: (1) include criteria for determining when a student with disabilities may require a behavioral intervention plan; (2) emphasize positive interventions that are designed to develop and strengthen desirable student behaviors; (3) incorporate procedures and methods consistent with generally accepted practices in the field of behavioral intervention; (4) include requirements for monitoring the use of behavioral interventions; and (5) be consistent with the Illinois State Board of Education's guidelines regarding Behavioral Interventions.

II. Physical Restraints

A. "Physical Restraint" is the use of a specific, planned physical hold (e.g. "basket hold" and "team control") used by trained personnel to restrict certain students with disabilities.

B. A Physical Restraint must be authorized by, and included in, a student's IEP where deemed appropriate by the student's IEP team. A Physical Restraint shall be used in compliance with a student's IEP. Physical Restraints shall not be used as a means of punishment.

C. The use of Physical Restraints is prohibited except when (i) authorized by the IEP, (ii) used by trained school staff, (iii) a student poses a physical risk to himself, herself, staff or others, and (iv) use of the restraint is not known to be medically contraindicated. Only trained security personnel or other staff who have been appropriately trained in the safe application of Physical Restraints may employ a Physical Restraint with a student.

D. The Chief Executive Officer or designee shall develop procedures and guidelines for the appropriate use of Physical Restraints and the reporting of incidents which comply with Illinois State Board of Education regulations.

E. Nothing herein prevents school personnel from employing a momentary physical intervention with a student with a disability in accordance with the Board's Policy on Momentary Physical Interventions with Students.

III. Isolated Time Outs

A. "Isolated Time Out" refers to the confinement of a student in a time out room or some other enclosure, whether inside or outside the classroom, from which the student's egress is restricted.

B. Use of isolated time out is prohibited. This restriction does not apply to ISBE-approved educational or residential facilities under contract with the Board to provide educational programming to appropriately identified students, when such use is outlined in a student's IEP.

IV. Compliance

School staff shall employ Behavior Interventions and Physical Restraints in accordance with the requirements of this Policy and the procedures and guidelines issued by the Chief Executive Officer or designee.

Violations of this Policy, or the procedures and guidelines issued by the Chief Executive Officer or designee, are subject to discipline in accordance with the Board's Employee Discipline and Due Process Policy.

LEGAL REFERENCES: 105 ILCS 5/34-18.20; 105 ILCS 5/2-3.130; 105 ILCS 5/14-8.05; 23 Illinois Administrative Code 1.280, 1.285.

Reviewed for Consideration:



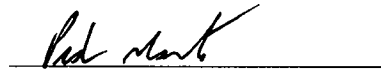
Barbara Eason-Watkins
Chief Education Officer

Respectfully Submitted:



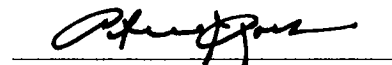
Arne Duncan
Chief Executive Officer

Noted:



Pedro Martinez
Chief Financial Officer

Approved as to Legal Form 



Patrick J. Rocks
General Counsel