

SHB 1240 - S AMD 371

By Senators McAuliffe, Dammeier, Mullet, Litzow

ADOPTED 4/13/2015

1 On page 1, line 8, after "programs" insert "when not necessary
2 for immediate safety"

3 On page 3, line 11, after "self-calming" insert ", or temporary
4 removal of a student from his or her regular instructional area to an
5 unlocked area for purposes of carrying out an appropriate positive
6 behavior intervention plan"

7 On page 3, line 14, after "movement." insert "It does not include
8 appropriate use of a prescribed medical, orthopedic, or therapeutic
9 device when used as intended, such as to achieve proper body
10 position, balance, or alignment, or to permit a student to safely
11 participate in activities."

12 On page 3, beginning on line 38, after "intervention" strike ",
13 but" and insert "unless a student's individual needs require more
14 specific advance educational planning and the student's parent or
15 guardian agrees. All other plans"

EFFECT: Specifies in the intent section that physically restraining or isolating a student has no educational or therapeutic benefit "when not necessary for immediate safety."

States in the definition of isolation that it does not include temporary removal of a student from his or her regular instructional area to an unlocked area for purposes of carrying out an appropriate positive behavior intervention plan.

Specifies in the definition of restraint that it does not include appropriate use of a prescribed medical, orthopedic, or therapeutic device when used as intended and provides examples.

Provides that an IEP or section 504 plan may include the use of restraint or isolation as a planned behavior intervention if a student's individual needs require more specific advance educational planning and the student's parent or guardian agrees.

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