SENATE BILL 5654

State of Washington 69th Legislature 2025 Regular Session

By Senators C. Wilson, Frame, Hasegawa, Nobles, Orwall, Trudeau, and Wellman

Read first time 02/04/25. Referred to Committee on Early Learning & K-12 Education.

AN ACT Relating to restraint or isolation of students in public 1 2 schools and educational programs; amending RCW 28A.600.485, 3 28A.600.486, 28A.155.210, 28A.320.127, 28A.413.050, 28A.415.445, and 4 28A.155.250; adding new sections to chapter 28A.600 RCW; adding new 5 sections to chapter 28A.300 RCW; adding a new section to chapter 28A.410 RCW; adding a new section to chapter 28A.310 RCW; creating 6 7 new sections; repealing RCW 28A.415.330; and providing expiration 8 dates.

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

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PURPOSE OF ACT

11 NEW SECTION. Sec. 1. The purposes of this act are to: Protect 12 students from physically harmful and emotionally traumatic practices 13 of chemical restraint, mechanical restraint, and isolation; prohibit the use of physical restraint imposed solely for purposes of student 14 15 discipline or staff convenience; improve the safety and well-being of all staff and students by increasing the training and technical 16 17 assistance provided to staff; and enhance the public accountability school districts and other providers of public educational 18 of services. 19

2 <u>NEW SECTION.</u> Sec. 2. A new section is added to chapter 28A.600
3 RCW to read as follows:

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The definitions in this section apply throughout RCW 28A.600.485, 28A.600.486, 28A.155.210, and sections 4, 7 through 9, and 14 through 19 of this act unless the context clearly requires otherwise.

7 (1) "Behavioral intervention plan" means the individualized plan 8 developed for a student and implemented by staff for the purpose of 9 changing, replacing, modifying, or eliminating a student's behavior 10 or behaviors of concern.

11 (2) "Chemical restraint" means a drug or chemical administered by staff to a student to control the student's behavior or restrict the 12 13 student's freedom of movement that is not: (a) Prescribed by a licensed health professional acting within the scope of the practice 14 15 of that health profession for the standard treatment of a student's medical or psychiatric condition; (b) administered by a licensed 16 17 health professional acting within the scope of the practice of that health profession or administered by designated staff delegated and 18 trained by the licensed health professional under RCW 28A.210.260; or 19 20 (C) administered in accordance with the student's medical or 21 psychiatric treatment plan.

22 (3) "Educational service" means instruction and other activities 23 delivered or sponsored by a school district or other provider of 24 public educational services, for example: General education services; 25 special education services; medical services; safety and security services; transportation services; and any developmental, corrective, 26 27 or other supportive services necessary for a student eligible for 28 special education services to benefit from special education services. 29

30 (4) "Functional behavioral assessment" means the process or 31 evaluation used by staff to understand the cause or purpose of a 32 student's specific behavior or behaviors of concern in a specific 33 environment.

(5) "Imminent" means the state or condition of being likely tooccur at any moment or near at hand, rather than distant or remote.

(6) "Intensive crisis prevention and response training" means a
 training program approved by the office of the superintendent of
 public instruction under section 14(4) of this act.

1 (7) "Isolation," also known as seclusion, means the involuntary separation of a student from all other people, by staff, in a room or 2 other enclosed area from which the student is not free to leave. 3 "Isolation" does not include: (a) A time away, which is a student-4 selected behavior management technique that provides a student with 5 6 an opportunity for self-calming, where the student is separated from 7 others for a limited period, in a setting that is staff-monitored and from which the student may leave at any time; (b) staff temporarily 8 confining a student alone in a classroom, office, or common area 9 because the student's behavior poses an imminent likelihood of 10 11 serious harm to the staff who had been in the room with the student, 12 provided the student's confinement ends as soon as it is practicable for additional staff to intervene; or (c) a room clear. 13

(8) "Likelihood of serious harm" means a substantial risk that:

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(a) Harm will be inflicted by the student upon his or her own person, as evidenced by threats or attempts to commit suicide, or inflict harm on oneself; or

(b) Harm will be inflicted by the student upon another, as evidenced by behavior that places another person or persons in reasonable fear of sustaining such harm.

21 (9) "Mechanical restraint" means staff use of a device to restrict a student's freedom of movement. "Mechanical restraint" does 22 not include a device used by staff or a student: (a) As prescribed by 23 a licensed health professional acting within the scope of the 24 25 practice of that health profession; (b) as documented in a student's 26 individualized education program under Part B of the federal individuals with disabilities education act, Title 20 U.S.C. Sec. 27 1400 et seq. or a student's plan developed under section 504 of the 28 29 rehabilitation act of 1973; or (c) for a specific therapeutic, orthopedic, or medical purpose, when used for its designed purpose. 30 31 "Mechanical restraint" also does not include the use of vehicle 32 safety restraints when used as intended during the transport of a student in a vehicle. 33

(10) "Physical escort" means the temporary touching or holding of a student's hand, wrist, arm, shoulder, or back by staff for the purpose of directing the student to a safe or otherwise appropriate location.

38 (11) "Physical prompt" means a teaching technique used by staff 39 that involves voluntary physical contact with a student for the

1 purpose of enabling the student to learn or model the physical 2 movement necessary for the development of a desired competency.

3 (12) "Physical restraint" means physical contact by one or more 4 staff that immobilizes or reduces the ability of a student to move 5 the student's arms, legs, torso, or head freely. "Physical restraint" 6 does not include chemical restraint, mechanical restraint, physical 7 escort, or physical prompt.

(13) "Provider of public educational services" means any entity 8 that directly operates, or provides educational services under 9 contract to, an elementary or secondary school program that receives 10 11 public funds from the office of the superintendent of public 12 instruction. "Provider of public educational services" includes a school district, public school as defined in RCW 28A.150.010, an 13 educational service district, an institutional education provider as 14 defined in RCW 28A.190.005, a public agency or private entity 15 16 providing educational services under contract with any other provider 17 of public educational services, an authorized entity as defined in RCW 28A.300.690, and any providers of services in accordance with 18 19 Part B of the federal individuals with disabilities education act, Title 20 U.S.C. Sec. 1400 et seq. In addition, "provider of public 20 educational services" includes the state school for the blind and the 21 22 center for deaf and hard of hearing youth established under RCW 23 72.40.010.

(14) "Restraint" includes chemical restraint, mechanicalrestraint, and physical restraint.

26 (15) "Room clear" means the procedure used by staff in an 27 emergency to direct all students, except for any students causing the 28 emergency, to leave a room.

(16) "Staff" means an employee or contractor of a school district or other provider of public educational services. "Staff" does not include licensed or certified health professionals of inpatient health care facilities.

33 (17) "Student behavior management" means the knowledge and skills 34 to:

35 (a) Implement proactive classroom management strategies that36 create a positive and safe learning environment;

37 (b) Recognize the emotional or behavioral distress of students 38 and respond using evidence-based, trauma-informed behavioral health 39 supports that are age and developmentally appropriate, are 40 restorative, and consider any disabilities of the students; 1 (c) Understand and implement behavior management practices and 2 positive behavioral supports within a multitiered system of supports; 3 and

4 (d) Use evidence-based, trauma-informed, and student-centered 5 approaches for de-escalating aggressive student behaviors that 6 include problem solving and conflict resolution and are less 7 restrictive than isolation or restraint.

8 (18) "Students" means children and youth served by a school 9 district or other provider of public educational services.

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USE OF STUDENT ISOLATION AND RESTRAINT

11 Sec. 3. RCW 28A.600.485 and 2015 c 206 s 3 are each amended to 12 read as follows:

13 (1) ((The definitions in this subsection apply throughout this 14 section unless the context clearly requires otherwise.

(a) "Isolation" means restricting the student alone within a room or any other form of enclosure, from which the student may not leave. It does not include a student's voluntary use of a quiet space for self-calming, or 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.

(b) "Restraint" means physical intervention or force used to control a student, including the use of a restraint device to restrict a student's freedom of movement. It does not include appropriate use of a prescribed medical, orthopedic, or therapeutic device when used as intended, such as to achieve proper body position, balance, or alignment, or to permit a student to safely participate in activities.

(c) "Restraint device" means a device used to assist in controlling a student, including but not limited to metal handcuffs, plastic ties, ankle restraints, leather cuffs, other hospital-type restraints, pepper spray, tasers, or batons. Restraint device does not mean a seat harness used to safely transport students. This section shall not be construed as encouraging the use of these devices.

35 (2) The provisions of this section apply to all students, 36 including those who have an individualized education program or plan 37 developed under section 504 of the rehabilitation act of 1973. The 38 provisions of this section apply only to incidents of restraint or 1 isolation that occur while a student is participating in school2 sponsored instruction or activities.

(3) (a) An individualized education program or plan developed 3 under section 504 of the rehabilitation act of 1973 must not include 4 the use of restraint or isolation as a planned behavior intervention 5 6 unless a student's individual needs require more specific advanced 7 educational planning and the student's parent or guardian agrees. All other plans may refer to the district policy developed under 8 subsection (3) (b) of this section. Nothing in this section is 9 intended to limit the provision of a free appropriate public 10 11 education under Part B of the federal individuals with disabilities education improvement act or section 504 of the federal 12 13 rehabilitation act of 1973.

14 (b) Restraint or isolation of any student is permitted only when 15 reasonably necessary to control spontaneous behavior that poses an imminent likelihood of serious harm, as defined in RCW 70.96B.010. 16 Restraint or isolation must be closely monitored to prevent harm to 17 the student, and must be discontinued as soon as the likelihood of 18 serious harm has dissipated. Each school district shall adopt a 19 policy providing for the least amount of restraint or isolation 20 appropriate to protect the safety of students and staff under such 21 22 circumstances.

23 (4) Following the release of a student from the use of restraint 24 or isolation, the school must implement follow-up procedures. These 25 procedures must include: (a) Reviewing the incident with the student 26 and the parent or quardian to address the behavior that precipitated 27 the restraint or isolation and the appropriateness of the response; and (b) reviewing the incident with the staff member who administered 28 29 the restraint or isolation to discuss whether proper procedures were 30 followed and what training or support the staff member needs to help 31 the student avoid similar incidents.

32 (5) Any school employee, resource officer, or school security 33 officer who uses isolation or restraint on a student during schoolsponsored instruction or activities must inform the building 34 35 administrator or building administrator's designee as soon as possible, and within two business days submit a written report of the 36 incident to the district office. The written report must include, at 37 a minimum, the following information: 38 39 (a) The date and time of the incident;

- 1 (b) The name and job title of the individual who administered the 2 restraint or isolation;
- 3 (c) A description of the activity that led to the restraint or
 4 isolation;
- 5 (d) The type of restraint or isolation used on the student, 6 including the duration;
- 7 (c) Whether the student or staff was physically injured during 8 the restraint or isolation incident and any medical care provided; 9 and
- 10 (f) Any recommendations for changing the nature or amount of 11 resources available to the student and staff members in order to 12 avoid similar incidents.
- (6) The principal or principal's designee must make a reasonable 13 effort to verbally inform the student's parent or guardian within 14 15 twenty-four hours of the incident, and must send written notification 16 as soon as practical but postmarked no later than five business days 17 after the restraint or isolation occurred. If the school or school district customarily provides the parent or guardian with school-18 related information in a language other than English, the written 19 report under this section must be provided to the parent or guardian 20 21 in that language.
- (7) (a) Beginning January 1, 2016, and by January 1st annually, 22 each school district shall summarize the written reports received 23 under subsection (5) of this section and submit the summaries to the 24 25 office of the superintendent of public instruction. For each school, the school district shall include the number of individual incidents 26 of restraint and isolation, the number of students involved in the 27 28 incidents, the number of injuries to students and staff, and the types of restraint or isolation used. 29
- 30 (b) No later than ninety days after receipt, the office of the 31 superintendent of public instruction shall publish to its website the 32 data received by the districts. The office of the superintendent of 33 public instruction may use this data to investigate the training, 34 practices, and other efforts used by schools and districts to reduce 35 the use of restraint and isolation.))
- 36 Application. This section applies during the provision of 37 educational services:
- 38 (a) To all students, including those who have an individualized 39 education program or plan developed under section 504 of the

1 rehabilitation act of 1973, of a school district or other provider of 2 public educational services; and 3 (b) To all staff of a school district or other provider of public educational services, except for staff who are licensed or certified 4 health professionals of an inpatient <u>health care facility.</u> 5 6 (2) Prohibited isolation and restraint. (a) The staff of any 7 school district or other provider of public educational services are prohibited from using the following interventions on any student 8 during the provision of educational services: 9 (i) Chemical restraint; 10 (ii) Corporal punishment as prohibited by RCW 28A.150.300; 11 12 (iii) Isolation or physical restraint that is contraindicated based on the student's disability or health care needs or medical or 13 14 psychiatric condition as documented in: (A) An individual health plan or other health care management 15 16 plan; 17 (B) A behavioral intervention plan; (C) An individualized education program under Part B of the 18 federal individuals with disabilities education act, Title 20 U.S.C. 19 20 Sec. 1400 et seq.; or (D) A plan developed under section 504 of the federal 21 22 rehabilitation act of 1973; 23 (iv) Mechanical restraint; (v) Physical restraint or physical escort that is life-24 25 threatening, restricts breathing, or restricts blood flow to the brain, including prone, supine, and wall restraints; and 26 (vi) Noxious spray and other aversive intervention as prohibited 27 28 in rule of the office of the superintendent of public instruction. 29 (b) Except as authorized under subsection (4) (b) of this section, neither a student nor the student's parent or legal guardian may 30 consent, or be asked to consent, to the use of interventions that are 31 32 prohibited under this subsection (2). (3) Limited use of physical restraint. The staff of any school 33 district or other provider of public educational services may 34 physically restrain a student during the provision of educational 35 36 services only when: 37 (a) The student's behavior poses an imminent likelihood of serious harm to the student or to others; 38

1	(b) Less restrictive interventions would be ineffective in
2	stopping the imminent likelihood of serious harm to the student or to
3	others;
4	(c) The least amount of force necessary is used to protect the
5	student or another person from an imminent likelihood of serious harm
6	to the student or to others; and
7	(d) The physical restraint of the student ends immediately upon
8	the cessation of the imminent likelihood of serious harm to the
9	student or to others.
10	(4) Limited use of isolation. (a) Subject to the limitations in
11	(b) of this subsection (4), the staff of any school district or other
12	provider of public educational services may isolate a student during
13	the provision of educational services only when:
14	(i) The student's behavior poses an imminent likelihood of
15	serious harm to the student or to others;
16	(ii) Less restrictive interventions would be ineffective in
17	stopping the imminent likelihood of serious harm to the student or to
18	others;
19	(iii) The least amount of force necessary is used to protect the
20	student or another person from an imminent likelihood of serious harm
21	to the student or to others;
22	(iv) During isolation, the student is under the constant visual
23	supervision of the staff;
24	(v) The isolation of the student ends immediately upon the
25	cessation of the imminent likelihood of serious harm to the student
26	or to others; and
27	(vi) Beginning August 1, 2030, the staff isolating the student
28	has received intensive crisis prevention and response training.
29	(b) Except as provided in (c) of this subsection (4), beginning
30	August 1, 2027, the staff of any school district or other provider of
31	public educational services are prohibited from isolating any student
32	in prekindergarten through grade five during the provision of
33	educational services, unless requested by the parent or legal
34	guardian of the student and unless authorized as follows:
35	(i) Two licensed health professionals, each acting within their
36	respective scopes of practice, have recommended and provided
37	instructions for staff to isolate the student under specified
38	circumstances, including the conditions described in (a) of this
39	subsection (4). At least one of the licensed health professionals
40	must not be employed by or under contract with the school district or

provider of public educational services serving the student. For the purposes of this subsection (4)(b)(i), "licensed health professional" means a licensed behavior analyst, mental health counselor, osteopathic physician, physician, psychiatric nurse, psychiatric nurse practitioner, psychiatrist, or psychologist; and

6 <u>(ii) The parent or legal guardian of the student provides</u> 7 <u>uncoerced, fully informed, advanced, written consent for the staff to</u> 8 <u>isolate the student as recommended under (b)(i) of this subsection</u> 9 <u>(4).</u>

(c) (i) Through July 31, 2031, or a later exemption expiration 10 date established by the office of the superintendent of public 11 12 instruction under section 19 of this act, the limitations of (b) of this subsection (4) do not apply to any school district or other 13 providers of public educational services serving students in any of 14 grades prekindergarten through five that have claimed an exemption by 15 August 1, 2027, using the process established under section 19 of 16 17 this act. The purpose of the exemption is to delay the onset of the prohibition on isolating prekindergarten through grade five students 18 19 until staff have received student behavior management training and intensive crisis prevention and response training as described in the 20 21 staff training plan prepared under section 8 of this act.

(ii) School districts and other providers of public educational services that claimed an exemption shall: (A) Engage with the technical assistance provided by the office of the superintendent of public instruction; and (B) provide the training described in the staff training plan prepared under section 8 of this act, as soon as practicable.

28 (5) Isolation rooms. (a) School districts and other providers of 29 public educational services are prohibited from designing new 30 construction or remodeling buildings to include a room or other 31 enclosed area solely for purposes of isolating a student in any 32 grade.

33 (b) Beginning August 1, 2030, school districts and other 34 providers of public educational services are prohibited from 35 approving, equipping, or constructing a room or other enclosed area 36 solely for purposes of isolating a student in prekindergarten through 37 grade five, except to comply with subsection (4) (b) of this section. 38 (c) The provisions of this subsection (5) do not apply to a

39 state-operated psychiatric hospital that serves students.

(6) School resource officers. Nothing in this section prohibits a
 school resource officer as defined in RCW 28A.320.124 from carrying
 out the lawful duties of a commissioned law enforcement officer.

4 <u>(7) Provision of free appropriate public education.</u> Nothing in 5 <u>this section is intended to limit the provision of a free appropriate</u>

6 public education under Part B of the federal individuals with

7 <u>disabilities education improvement act or section 504 of the federal</u>

8 <u>rehabilitation act of 1973.</u>

9 (8) **Definitions.** The definitions in section 2 of this act apply 10 to this section.

11

INCIDENT FOLLOW-UP PROCEDURES

12 <u>NEW SECTION.</u> Sec. 4. A new section is added to chapter 28A.600 13 RCW to read as follows:

14 This section applies to incidents of student isolation or 15 restraint, whether prohibited or limited under RCW 28A.600.485, and 16 to incidents of a room clear.

17 (1) Notifications. (a) As soon as practicable following the 18 release of the student from isolation or restraint, and as soon as 19 practicable following the return of students from a room clear, the 20 staff who used, or directed the use of, isolation, restraint, or a 21 room clear shall notify the principal, other building administrator, 22 or designee, of the provider of public educational services about the 23 incident.

(b) The principal, other building administrator, or designee ofthe provider of public educational services shall:

26 (i) Notify the student's parent or legal guardian about the 27 incident, within 24 hours of the incident; and

(ii) Send written documentation, including the incident report prepared under subsection (3)(a) of this section, to the parent or legal guardian, within three business days of the incident, and, when possible, send the written documentation to the parent or legal guardian via email, on the same calendar day as the incident.

33 (c) With regard to use of isolation or restraint that is 34 prohibited under RCW 28A.600.485(2), the principal, other building 35 administrator, or designee, of the provider of public educational 36 services shall notify the following people or entities about the 37 incident in accordance with the applicable deadlines: 1 (i) The school district superintendent or other chief 2 administrator of the provider of public educational services, within 3 one business day of the incident;

4 (ii) The office of the superintendent of public instruction, 5 within three business days of the incident; and

6 (iii) If the educational services are provided to the student who 7 was isolated or restrained under a contract, the other party to the 8 contract, within three business days of the incident.

(2) Reviews. (a) As soon as practicable, but no later than one 9 week following submission of the incident report as required under 10 11 subsection (3) of this section, the principal, other building administrator, or designee, of the provider of public educational 12 services shall review the incident with the student and the student's 13 parent or legal guardian to discuss relevant events that occurred 14 before, during, and after the incident, and to inform the student's 15 16 parent or legal guardian about behavioral intervention planning that 17 must be completed under subsection (4) of this section.

(b) As soon as practicable, staff shall provide the student with an opportunity to meet with a counselor, nurse, psychologist, or social worker to reflect, process, and recover from the incident.

(c) (i) As soon as practicable, a team of staff, including the staff who used, or directed the use of, isolation, restraint, or a room clear shall review the incident to, among other things:

(A) Provide the staff who used, or directed the use of,
isolation, restraint, or a room clear with an opportunity to reflect
on, process, and recover from the incident;

27

(B) Determine whether proper procedures were followed; and

(C) Identify additional training, coaching, or assistance that may support staff who used, or directed the use of, isolation, restraint, or a room clear, to use less restrictive interventions in similar situations in the future.

32 (ii) To the extent practicable, pertinent information from the 33 incident review with the student and the student's parent or legal 34 guardian under (a) of this subsection (2) must be considered by the 35 incident review team.

36 (iii) Nothing in this subsection (2)(c) prevents an incident 37 review team from conducting multiple incident reviews in the same 38 review session.

39 (3) Reports. (a) For each student who was isolated, restrained,
 40 or caused an emergency that resulted in a room clear, the principal,

1 other building administrator, or designee shall work with the staff who used, or directed the use of, isolation, restraint, or room clear 2 to prepare a single written daily incident report that describes all 3 incidents involving the student during the date for which the report 4 applies. The daily incident reports must be submitted to the school 5 6 district superintendent or other chief administrator of the provider of public educational services, within two business days of the date 7 for which the report applies. At a minimum, the written report must 8 include: 9

10 (i) The date, time, duration, and location of the incident or 11 incidents;

(ii) Names and job titles of staff who used, or directed the use of, isolation, restraint, or room clear and of staff who observed the incident or incidents;

15 (iii) The type or description of restraint or isolation used per 16 incident, if applicable;

(iv) A description of relevant events that occurred before, during, and after the incident or incidents, including any less restrictive interventions attempted, including any de-escalation attempts;

(v) Whether the student who was isolated, restrained, or caused the emergency that resulted in a room clear has either an individualized education program or a behavioral intervention plan and, if so, whether the program or plan was followed for each incident or incidents;

26 (vi) Information about any known physical injuries or 27 psychological trauma experienced by students or staff due to the 28 incident or incidents, including whether medical care was sought or 29 received, and whether staff requested or used leave benefits;

30 (vii) Any recommendations to prevent similar, future incidents;
31 and

32 (viii) Other information as required by rule of the office of the 33 superintendent of public instruction.

34 (b) No less than monthly, the principal, other building 35 administrator or designee, shall submit to the school district 36 superintendent or other chief administrator of a provider of public 37 educational services a summary of the outcomes of the team incident 38 reviews under subsection (2)(c) of this section that describes any 39 changes to the nature and amount of resources and supports available 40 to students and staff needed to prevent similar, future incidents.

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For the prior month, or other relevant period, the summary must also include the number of team incident reviews conducted under subsection (2)(c) of this section and the number of daily incident reports prepared under (a) of this subsection (3). A summary does not have to be submitted in months that there are no incidents of student isolation or restraint or room clears.

7 The school district superintendent or other (C) chief administrator of a provider of public educational services shall 8 prepare a summary of the daily incident reports prepared under (a) of 9 this subsection (3), at least annually and as required by the school 10 11 district board of directors or other governing body of a provider of 12 public educational services. The summary must be disaggregated for purposes of trend analyses, for example by the student categories and 13 subcategories provided under RCW 28A.300.042 (1) and (3), student 14 gender, students who are dependent pursuant to chapter 13.34 RCW, 15 16 students who are homeless as defined in RCW 43.330.702, students who 17 are multilingual/English learners, status as a student with a parent 18 who is a member of the armed forces, by school or other applicable 19 unit, by staff job title, by contractor, and by incident type.

20 (d) The school district superintendent or other chief 21 administrator of a provider of public educational services shall 22 submit incident report summaries prepared under (b) and (c) of this 23 subsection (3), at the time and in the manner required by the office 24 of the superintendent of public instruction.

25 (4) **Behavioral intervention plan.** (a) As soon as practicable 26 following the release of a student from isolation or restraint or the 27 return of students following a room clear, staff shall, for the 28 student who was isolated, restrained, or caused the emergency that 29 resulted in a room clear:

30 (i) Complete a functional behavioral assessment, unless a 31 functional behavioral assessment was previously completed for the 32 student's behavior of concern; and

(ii) Develop a behavioral intervention plan or, if a behavioral intervention plan has already been developed, review the behavioral intervention plan and modify it as necessary to address the student's behavior of concern. When the student has an individualized education program, the behavioral intervention plan must be developed and modified in accordance with the student's individualized education program.

1 (b) Nothing in this subsection (4) limits behavioral intervention 2 planning for students with individualized education programs under 3 Part B of the federal individuals with disabilities education act, 4 Title 20 U.S.C. Sec. 1400 et seq.

5 (5) **Definitions.** The definitions in section 2 of this act apply 6 to this section.

POLICY AND PROCEDURES, AND TRAINING FOR SCHOOL BOARDS AND OTHER GOVERNING BODIES

9 Sec. 5. RCW 28A.600.486 and 2013 c 202 s 4 are each amended to 10 read as follows:

((Parents and guardians of children who have individualized 11 12 education programs or plans developed under section 504 of the 13 rehabilitation act of 1973 must be provided a copy of the district 14 policy on the use of isolation and restraint at the time that the 15 program or plan is created.)) (1) (a) The school district board of directors or other governing body of a provider of public educational 16 17 services shall adopt a student isolation and restraint policy and procedures that meets the requirements of this subsection. The 18 procedures must comply with the requirements in RCW 28A.600.485 and 19 20 section 4 of this act, and include a process for convening a team of staff to review incidents of student isolation and restraint and room 21 clears using a systems improvement approach that focuses on 22 supporting staff to use less restrictive interventions as 23 24 alternatives to isolation and restraint.

(b) By August 1, 2026, and periodically thereafter, the school district board of directors or other governing body of a provider of public educational services shall review and revise, as necessary, its student isolation and restraint policy and procedures with input from staff, students, students' families, advocacy organizations, and other appropriate members of the community.

31 (c) Parents and guardians of students who have individualized 32 education programs, plans developed under section 504 of the 33 rehabilitation act of 1973, or behavioral intervention plans 34 developed under section 4(4) of this act must be provided a copy of 35 the policy and procedures adopted under this subsection (1) at the 36 time that the program or plan is created.

37 (2) On an annual basis, the school district board of directors or
 38 other governing body of a provider of public educational services

1 shall monitor the impact of the policy and procedures adopted under 2 subsection (1) of this section by, at a minimum: (a) Performing trend 3 analyses using the incident report summaries prepared under section 4 4(3) of this act; and (b) reviewing the staff training plan and 5 updates prepared under section 8 of this act.

6 (3) If the policy and procedures adopted under subsection (1) of 7 this section includes staff isolation of students in any of grades six through 12 under the conditions described in RCW 8 28A.600.485(4)(a), the school district board of directors or other 9 10 governing body of a provider of public educational services shall annually submit the policy and procedures at the time and in the 11 manner required by the office of the superintendent of public 12 13 instruction.

14 <u>(4) Beginning in the 2025-26 school year, and every four years</u> 15 <u>thereafter, each member of a school district board of directors or</u> 16 <u>other governing body of a provider of public educational services</u> 17 <u>shall complete the training program on student isolation and</u> 18 <u>restraint provided at no cost as required under section 18 of this</u> 19 <u>act.</u>

20 <u>(5) The definitions in section 2 of this act apply to this</u> 21 <u>section.</u>

22 Sec. 6. RCW 28A.155.210 and 2023 c 436 s 7 are each amended to 23 read as follows:

<u>(1) Parents and legal guardians of students who have</u>
 <u>individualized education programs must be provided a copy of the</u>
 <u>policy and procedures adopted in accordance with RCW 28A.600.486.</u>

27 (2) A student's individualized education program must include procedures for notification of, and incident review with, a parent or 28 legal guardian regarding the use of restraint or isolation under RCW 29 30 28A.600.485. If a student is placed in an authorized entity under RCW 31 28A.155.060, the student's individualized education program must also 32 specify any additional procedures required to ensure the authorized entity fully complies with RCW 28A.600.485 and section 4 of this act. 33 (3) The definitions in section 2 of this act apply to this 34

35 <u>section</u>.

36

STAFF TRAININGS

<u>NEW SECTION.</u> Sec. 7. A new section is added to chapter 28A.300
 RCW to read as follows:

3 (1) By January 1, 2026, the office of the superintendent of public instruction shall develop and publish a model plan and 4 guidance for staff training on student behavior management and 5 6 intensive crisis prevention and response that school districts and other providers of public educational services shall use when 7 developing the staff training plan required by section 8 of this act. 8 The model plan and guidance must be updated periodically to support 9 best practices identified through the demonstration projects under 10 11 section 13 of this act.

12 (2) The model plan and guidance required by subsection (1) of 13 this section must:

(a) Propose training content, duration, and frequency categories
by staff, program, activity, and duty codes for student behavior
management training and for intensive crisis prevention and response
training. Nothing in this subsection requires all staff to be trained
on intensive crisis prevention and response;

(b) Describe best practices for connecting staff training on 19 student behavior management and intensive crisis prevention and 20 21 response to existing systems designed to support student learning, 22 social-emotional well-being, and positive behavior in the classroom, 23 for example: (i) Instruction in social-emotional learning that is consistent with learning standards and benchmarks adopted by the 24 25 office of the superintendent of public instruction under RCW 28A.300.478; (ii) use of inclusive teaching practices; and (iii) 26 implementation of the Washington integrated student supports 27 28 protocol, established under RCW 28A.300.139, within a multitiered 29 system of supports;

30 (c) Recommend options for compensating staff for training in 31 student behavior management and intensive crisis prevention and 32 response that include: (i) The professional learning days funded 33 under RCW 28A.150.415; (ii) other staff training days funded through 34 biennial or supplemental operating budgets; and (iii) federal funding 35 sources;

36 (d) Include mechanisms that can be used to verify that an entity 37 contracted to provide educational services is training its staff on 38 student behavior management and intensive crisis prevention and 39 response; and 1 (e) Describe any resources of the office of the superintendent of 2 public instruction or the education service districts available to 3 support staff training on student behavior management and intensive 4 crisis prevention and response.

5 (3) The definitions in section 2 of this act apply to this 6 section.

7 <u>NEW SECTION.</u> Sec. 8. A new section is added to chapter 28A.600
8 RCW to read as follows:

9 (1) (a) By August 1, 2026, the school district superintendent or other chief administrator of a provider of public educational 10 11 services, or the school district board of directors or other governing body of a provider of public educational services, shall 12 prepare and submit to the office of the superintendent of public 13 instruction a plan and timeline for staff training on student 14 15 behavior management and intensive crisis management and response. The 16 goal of the plan must be to reduce overall staff use of student isolation and restraint and to have highly trained staff available to 17 18 isolate or restrain students when appropriate and in the safest possible manner. Nothing in this section requires all staff to be 19 20 trained on intensive crisis prevention and response.

(b) By August 1, 2027, and by August 1st annually thereafter, an update on the implementation of the staff training plan must be submitted to the office of the superintendent of public instruction.

(c) The model plan and guidance for staff training on student behavior management and intensive crisis prevention and response developed as required by section 7 of this act must be considered prior to plan and update development under this subsection (1).

(d) The plan and each update must be informed by the resource and support needs identified in the incident report summaries prepared under section 4(3) of this act.

31

(2) The plan and each update must:

(a) Describe the student behavior management and intensive crisis
prevention and response training that will be provided or made
available to staff during the following school year, with training
content, duration, and frequency differentiated by staff, program,
activity, and duty codes. When applicable, the plan update must
explain why the prior year's training was not provided or made
available as planned;

1 (b) Specify the name of any intensive crisis prevention and 2 response training programs provided or made available to staff, by 3 staff, program, activity, and duty codes;

4 (c) Explain how staff who have received intensive crisis 5 prevention and response training are made available to prevent 6 isolation and restraint and to reduce the risk of imminent likelihood 7 of serious harm in the safest possible manner; and

8 (d) Describe the mechanism used to verify that any entity 9 contracted to provide educational services is training its staff as 10 required by this section.

11 (3) Training must be prioritized to staff in the following order:

12 (a) First to staff providing educational services to students 13 with disabilities in prekindergarten through grade five, with further 14 prioritization informed by the incident report summaries prepared 15 under section 4(3) of this act;

16 (b) Second to staff providing educational services to students 17 with disabilities in grades six through 12; and

18 (c) Third to all other staff.

19 (4) The definitions in section 2 of this act apply to this 20 section.

21 <u>NEW SECTION.</u> Sec. 9. A new section is added to chapter 28A.410 22 RCW to read as follows:

In establishing policies and requirements for the preparation and certification of educators under RCW 28A.410.210, the Washington professional educator standards board shall require that the programs of courses, requirements, and other activities leading to educator certification include the foundational knowledge and skills of student behavior management, as defined in section 2 of this act.

29 Sec. 10. RCW 28A.320.127 and 2016 c 48 s 1 are each amended to 30 read as follows:

(1) Beginning in the 2014-15 school year, each school district ((must)) shall adopt a plan for recognition, initial screening, and response to emotional or behavioral distress in students, including but not limited to indicators of possible substance abuse, violence, youth suicide, and sexual abuse. The school district ((must)) shall annually provide the plan to all district staff.

37 (2) At a minimum the plan must address:

(a) Identification of training opportunities in recognition,
 screening, and referral that may be available for staff;

3 (b) How to use the expertise of district staff who have been 4 trained in recognition, screening, and referral;

5 (c) How staff should respond to suspicions, concerns, or warning 6 signs of emotional or behavioral distress in students <u>in a manner</u> 7 <u>that is age and developmentally appropriate and considers any known</u> 8 <u>or documented disabilities of the students;</u>

9 (d) Identification and development of partnerships with community 10 organizations and agencies for referral of students to health, mental 11 health, substance abuse, and social support services, including 12 development of at least one memorandum of understanding between the 13 district and such an entity in the community or region;

(e) Protocols and procedures for communication with parents and guardians, including the notification requirements under RCW 28A.320.160;

(f) How staff should <u>implement trauma-informed and relationship-</u> <u>centered de-escalation approaches to</u> respond to a crisis situation where a student is in imminent danger to himself or herself or others, <u>including protocols to comply with student isolation and</u> <u>restraint requirements under RCW 28A.600.485;</u>

(g) How the district will provide support to students and staff after an incident of violence, youth suicide, or allegations of sexual abuse;

(h) How staff should respond when allegations of sexual contact or abuse are made against a staff member, a volunteer, or a parent, guardian, or family member of the student, including how staff should interact with parents, law enforcement, and child protective services; and

30 (i) How the district will provide to certificated and classified 31 staff the training on the obligation to report physical abuse or 32 sexual misconduct required under RCW 28A.400.317.

(3) The plan under this section may be a separate plan or a
 component of another district plan or policy, such as the harassment,
 intimidation, and bullying prevention policy under RCW 28A.300.2851
 or the comprehensive safe school plan required under RCW 28A.320.125.

37 Sec. 11. RCW 28A.413.050 and 2021 c 197 s 12 are each amended to 38 read as follows: 1 (1) The board shall adopt state standards of practice for 2 paraeducators that are based on the recommendations of the 3 paraeducator work group established in chapter 136, Laws of 2014. 4 These standards must include:

5

(a) Supporting instructional opportunities;

6

(b) Demonstrating professionalism and ethical practices;

7 Supporting a positive and safe learning environment, (C) including by assisting certificated staff with: (i) Responding to the 8 emotional or behavioral distress of students in a manner that is age 9 10 and developmentally appropriate and considers any disabilities of the students; (ii) implementing behavior management practices and 11 positive behavioral supports; and (iii) using trauma-informed and 12 relationship-centered approaches for de-escalating aggressive student 13 behaviors that include problem solving and conflict resolution; 14

15 (d) Communicating effectively and participating in the team 16 process; and

(e) The standards of practice developed by the Washingtonprofessional educator standards board under RCW 28A.410.260.

(2) By January 1, 2020, in order to ensure that paraeducators can recognize signs of emotional or behavioral distress in students and appropriately refer students for assistance and support, the board shall incorporate into the standards of practice for paraeducators adopted under subsection (1) of this section the social-emotional learning standards, benchmarks, and related competencies described in RCW 28A.410.270.

26 Sec. 12. RCW 28A.415.445 and 2021 c 197 s 8 are each amended to 27 read as follows:

(1) Beginning in the 2020-21 school year, and every other school 28 year thereafter, school districts must use one of the professional 29 30 learning days funded under RCW 28A.150.415 to train school district 31 staff in one or more of the following topics: Social-emotional learning, trauma-informed practices, using the model plan developed 32 under RCW 28A.320.1271 related to recognition and response to 33 emotional or behavioral distress, <u>classroom management strategies</u> 34 that include positive behavioral supports and de-escalation 35 practices, consideration of adverse childhood experiences, mental 36 37 health literacy, antibullying strategies, or culturally sustaining 38 practices.

1 (2)(a) In the 2021-22 school year, school districts must use one 2 of the professional learning days funded under RCW 28A.150.415 to 3 train school district staff in one or more of the following topics: 4 Cultural competency, diversity, equity, or inclusion.

(b) Beginning in the 2023-24 school year, and every other school 5 year thereafter, school districts must use one of the professional 6 learning days funded under RCW 28A.150.415 to provide to school 7 district staff a variety of opportunities for training, professional 8 development, and professional learning aligned with the cultural 9 competency, equity, diversity, and inclusion standards of practice 10 11 developed by the Washington professional educator standards board 12 under RCW 28A.410.260. Alignment with the standards of practice must be evaluated using the rubrics developed under RCW 28A.410.260. The 13 opportunities must also include training on multicultural education 14 and principles of English language acquisition. 15

16

(3) For the purposes of this section:

(a) "Cultural competency," "diversity," "equity," and "inclusion"have the same meaning as in RCW 28A.415.443.

19 (b) "School district staff" includes classified staff, 20 certificated instructional staff, certificated administrative staff, 21 and superintendents.

22

DEMONSTRATION PROJECT EXTENSION

23 NEW SECTION. Sec. 13. (1)(a) The omnibus operating appropriations act, chapter 475, Laws of 2023, appropriated funding 24 to the office of the superintendent of public instruction for two-25 26 year demonstration projects that build school-wide systems to support 27 students in distress and prevent crisis escalation cycles that may result in restraint or isolation. The office of the superintendent of 28 29 public instruction established demonstration projects with 30 demonstration sites and pilot sites.

(b) Six demonstration sites were selected to showcase best 31 practices and serve as learning communities and examples that allow 32 other school districts to observe positive practices in real-world 33 34 settings. Sixteen pilot sites were selected to engage in targeted professional development through learning experiences offered by the 35 demonstration sites and state contracted professional development 36 37 providers, as well as complete other tasks to achieve the project 38 qoal.

1 (c) In its progress report on the outcomes of the demonstration 2 projects, the office of the superintendent of public instruction 3 recommended that the projects be funded for two additional years.

4 (2)(a) Subject to the availability of amounts appropriated for 5 this specific purpose, the office of the superintendent of public 6 instruction shall provide grants for the demonstration projects 7 established as described in subsection (1) of this section. To the 8 extent funding is sufficient to increase the number of pilot sites, 9 the office of the superintendent of public instruction must select 10 additional pilot sites in central or eastern Washington.

(b) The funded demonstration sites must showcase the following 11 12 practices: Staff use of behavior management and crisis de-escalation strategies; staff knowledge and support of district policies; student 13 and school needs assessments; use of regulation spaces for students; 14 15 reduced use of student isolation and restraint; inclusionary 16 practices for students eligible for special education; and isolation/ 17 restraint incident data collection and reporting. The demonstration sites must continue to serve as learning communities and examples 18 19 that allow other school districts, not only the pilot sites, to observe positive practices in real-world settings. 20

(c) The funded pilot sites must take advantage of learning experiences provided by the state contractors and demonstration sites to build school-level and district-level systems that incorporate positive, trauma-informed behavior support practices to prevent crisis escalation and reduce the use of restraint and isolation. The pilot sites must improve data collection and reporting systems and complete other tasks to achieve the project goal.

28 (3) By November 15, 2026, and in accordance with RCW 43.01.036, the office of the superintendent of public instruction shall report 29 to the appropriate committees of the legislature with a final report 30 31 on the demonstration projects. The report must, to the extent 32 possible, quantify the impact of the demonstration projects in terms 33 of student outcomes, such as reductions in isolations and restraints, increases in the amount of time students with disabilities spend in 34 the general education setting, reduction in disciplinary actions, or 35 increases in assessment scores. The report must also address key 36 37 implementation challenges and findings, as well as include recommendations for statewide policy changes. 38

39 (4) This section expires August 1, 2027.

2 <u>NEW SECTION.</u> Sec. 14. A new section is added to chapter 28A.300
3 RCW to read as follows:

4 (1) As required by this section, the office of the superintendent 5 of public instruction shall monitor and support the compliance of 6 school districts and other providers of public educational services 7 with requirements related to student isolation and restraint and room 8 clears under RCW 28A.600.485 and 28A.600.486 and sections 4 and 8 of 9 this act.

10 (2) Within three months of receipt, the office of the 11 superintendent of public instruction shall review each staff training 12 plan and update submitted by a school district or other provider of 13 public educational services under section 8 of this act.

(3) At least annually, the office of the superintendent of public 14 15 instruction shall require school districts and other providers of 16 public educational services to submit incident report summaries 17 prepared under section 4(3) of this act. The office of the 18 superintendent of public instruction shall publish the incident report data and summaries on its website within 90 days of receipt. 19 20 The data must be published in a format that enables trend analyses, 21 including the examination of intersecting marginalized identities.

(4) (a) Ongoing technical assistance must be provided to school districts and other providers of public educational services to support compliance with the requirements related to student isolation and restraint and room clears under RCW 28A.600.485 and 28A.600.486 and sections 4 and 8 of this act.

27 (b) At a minimum, this technical assistance must include 28 publishing:

(i) Guidance related to student isolation and restraint and room
 clears under RCW 28A.600.485 and 28A.600.486 and sections 4 and 8 of
 this act that is updated periodically to support best practices;

(ii) An approved list of intensive crisis prevention and response training programs that are evidence-based, trauma-informed, studentcentered, and proactive. The school mental health assessment research and training center at the University of Washington and the state association for behavior analysis must be consulted during the program approval process;

1

(iii) A model plan and guidance for staff training on student
 behavior management and intensive crisis prevention and response
 developed as required by section 7 of this act; and

4 (iv) A daily incident report form that includes fields for the 5 information required by section 4(3)(a) of this act.

6 (5) Before implementing the technical assistance, and periodically thereafter, the office of the superintendent of public 7 instruction shall collaborate with statewide 8 associations administrators, classified staff, 9 representing school and certificated staff to conduct focus groups for the purpose of better 10 11 understanding staff challenges related to implementation of student 12 isolation and restraint and room clear requirements under RCW 28A.600.485 and 28A.600.486 and sections 4 and 8 of this act. 13

(6) Annually by November 1st, and in compliance with RCW 14 43.01.036, the office of the superintendent of public instruction 15 16 shall report to the appropriate committees of the legislature with a 17 summary of its monitoring and support activities required by this section. The report must describe the progress that school districts 18 19 and other providers of public educational services have made towards providing training to staff as required by section 8 of this act. The 20 21 report must also highlight exemplar school districts and other providers of public educational services using best practices to 22 23 eliminate the use of isolation and restraint.

(7) The office of the superintendent of public instruction shall
adopt rules under chapter 34.05 RCW for the implementation of this
section, sections 2, 4, 7, 8, and 14 through 19 of this act, and RCW
28A.600.485, 28A.600.486, 28A.155.210, 28A.320.127, and 28A.415.445.

28 (8) The definitions in section 2 of this act apply to this 29 section.

30 <u>NEW SECTION.</u> Sec. 15. A new section is added to chapter 28A.300 31 RCW to read as follows:

(1) Subject to the availability of amounts appropriated for this
 specific purpose, the office of the superintendent of public
 instruction shall provide, or contract for the provision of,
 intensive crisis prevention and response training.

36 (2) The office of the superintendent of public instruction shall
 37 establish criteria for prioritizing provision of the training to
 38 staff in the following order:

1 (a) Staff in school districts and other providers of public 2 educational services that claimed an exemption from the prohibition 3 on isolation of prekindergarten through grade five students under RCW 4 28A.600.485(4)(b), with further prioritization informed by the 5 incident report summaries prepared under section 4(3) of this act;

6 (b) Staff in school districts and other providers of public 7 educational services that submit policies and procedures that include 8 staff isolation of students in any of grades six through 12 as 9 required by RCW 28A.600.486(3), with further prioritization informed 10 by the incident report summaries prepared under section 4(3) of this 11 act; and

(c) Staff not otherwise included in (a) or (b) of this subsection (2) in school districts and other providers of public educational services with high incidents of isolation, restraint, room clears, and injuries.

16 (3) Training under this section must be provided to the 17 principals and other building administrators at the same time it is 18 provided to the classified and certificated instructional staff.

19 (4) The definitions in section 2 of this act apply to this 20 section.

21

REGIONAL COACHES

22 <u>NEW SECTION.</u> Sec. 16. A new section is added to chapter 28A.310 23 RCW to read as follows:

(1) Subject to the availability of amounts appropriated for this specific purpose, the office of the superintendent of public instruction shall distribute funding to educational service districts for regional coaches to support school districts and other providers of public educational services to implement requirements related to student isolation and restraint and room clears under RCW 28A.600.485 and 28A.600.486 and sections 4 and 8 of this act.

31 Regional coaches shall promote evidence-based, trauma-(2) informed crisis prevention and response practices that are less 32 restrictive than isolation and restraint, as well as classroom 33 34 management techniques and the use of a multitiered system of supports. In addition, regional coaches must have received intensive 35 crisis prevention and response training through a program approved by 36 37 the office of the superintendent of public instruction under section 14(4) of this act. 38

1 (3) The duties of the regional coaches must include mentoring, 2 observing classes, providing feedback, providing trainings, training 3 others to be trainers and mentors, and supporting actions to nurture 4 a positive social and emotional school and classroom climate as 5 described in RCW 28A.345.085.

6 (4) An educational service district that receives funding under 7 this section must prioritize coaching services to local school 8 districts and other providers of public educational services using 9 the criteria established by the office of the superintendent of 10 public instruction to prioritize provision of training under section 11 15 of this act.

12 (5) Educational service districts are encouraged to employ or 13 contract with board certified behavior analysts to be regional 14 coaches.

15 (6) The definitions in section 2 of this act apply to this 16 section.

17

PLANS OF IMPROVEMENT

18 <u>NEW SECTION.</u> Sec. 17. A new section is added to chapter 28A.300
19 RCW to read as follows:

(1)When a school district or other provider of public 20 educational services is not making sufficient progress towards the 21 goals established in its staff training plan submitted under section 22 23 8 of this act or when disparities in use of isolation or restraint 24 are identified in its incident report summaries prepared under section 4(3) of this act, the office of the superintendent of public 25 26 instruction shall place the school district or other provider of public educational services on a plan of improvement. Under a plan of 27 improvement, the office of the superintendent of public instruction 28 29 shall provide targeted technical assistance, including annual site visits, until the school district or other provider of public 30 educational services makes sufficient progress towards providing 31 required staff training, or eliminates disparities in use of 32 33 isolation or restraint, or both.

34 (2) The definitions in section 2 of this act apply to this 35 section.

36

TRAINING PROGRAM FOR GOVERNING BODIES

<u>NEW SECTION.</u> Sec. 18. A new section is added to chapter 28A.300
 RCW to read as follows:

3 (1) By November 1, 2025, the office of the superintendent of 4 public instruction shall develop a training program for school 5 district boards of directors and the governing bodies of other 6 providers of public educational services to meet requirements related 7 to student isolation and restraint and room clears under RCW 8 28A.600.485 and 28A.600.486 and sections 4 and 8 of this act. The 9 training program must be updated periodically.

10 (2) At a minimum, the training program must include the following 11 content:

12 (a) The legal prohibitions and limitations on the use of13 isolation and restraint on students provided under RCW 28A.600.485;

(b) The social-emotional and physical impacts to students and staff resulting from the use of isolation and restraint rather than trauma-informed interventions, such as de-escalation strategies and student-centered, restorative practices;

18 (c) How to assess compliance with RCW 28A.600.485 and 28A.600.486 19 and sections 4 and 8 of this act;

20 (d) A summary of the resources available through the office of 21 the superintendent of public instruction and the educational service 22 districts;

23 (e) A review of the applicable model policy of the Washington 24 state school directors' association;

(f) The model plan and guidance for staff training on student behavior management and intensive crisis prevention and response developed as required by section 7 of this act; and

28 (g) Options for supporting system improvement by reprioritizing 29 resources.

30 (3) The training program must be developed and updated in 31 partnership with the Washington state school directors' association.

32 (4) The training program must be made available at no cost and be 33 easily accessible to school district boards of directors, the 34 governing bodies of other providers of public educational services, 35 and the Washington state school directors' association.

36 (5) The definitions in section 2 of this act apply to this 37 section.

38 SUPPORT FOR THOSE CLAIMING A TEMPORARY EXEMPTION FROM ELEMENTARY
 39 ISOLATION PROHIBITIONS

<u>NEW SECTION.</u> Sec. 19. A new section is added to chapter 28A.300
 RCW to read as follows:

(1) (a) By November 1, 2025, the office of the superintendent of 3 public instruction shall establish and implement a process for school 4 districts and other providers of public educational services to claim 5 6 an exemption from the prohibition on isolating prekindergarten through grade five students under RCW 28A.600.485(4). The office of 7 the superintendent of public instruction shall approve the exemption 8 of each school district or other provider of public educational 9 services that claims an exemption by August 1, 2027. 10

11 (b) Exemptions authorized under this section expire on July 31, 12 2030; however, the office of the superintendent of public instruction is authorized to extend the exemption expiration date for any school 13 district or other provider of public educational services that 14 claimed an exemption by August 1, 2027, until staff have received 15 16 student behavior management and intensive crisis prevention and 17 response training as described in the staff training plan prepared under section 8 of this act. 18

(2) The office of the superintendent of public instruction shall provide technical assistance to school districts and other providers of public educational services that claimed an exemption. Technical assistance must include assisting with the preparation of a staff training plan, as required by section 8 of this act, that supports compliance with conditions and limitations on use of student isolation under RCW 28A.600.485(4) as soon as practicable.

(3) School districts and other providers of public educational
 services that claimed an exemption must be prioritized for training
 under section 15 of this act and for regional coaching services under
 section 16 of this act.

30 (4) The definitions in section 2 of this act apply to this 31 section.

32 (5) This section expires August 30, 2041.

33

PROFESSIONAL DEVELOPMENT STRATEGY REPORT

NEW SECTION. Sec. 20. (1) By December 1, 2025, and in compliance with RCW 43.01.036, the office of the superintendent of public instruction shall report to the appropriate committees of the legislature with a rolling training strategy to ensure that the school districts and other providers of public educational services

1 that claim, by August 1, 2027, an exemption from the prohibition on isolating prekindergarten through grade five students under RCW 2 28A.600.485(4) have the opportunity to, by each provider's exemption 3 expiration date, substantially complete either: (a) The model plan 4 for staff training developed as required by section 7 of this act; or 5 6 (b) the staff training plan prepared by the school district or other provider of public educational services under section 8 of this act. 7 In developing the strategy, the office of the superintendent of 8 instruction must consider lessons learned 9 public from the demonstration projects and provision of staff training authorized in 10 11 section 501(4)(mm), chapter 475, Laws of 2023, the demonstration 12 projects authorized under section 13 of this act, any intensive crisis prevention and response training provided under section 15 of 13 this act, and the number of exemptions claimed under section 19 of 14 this act. The report must identify the intensive crisis prevention 15 16 and response training program providers approved under section 14(4) 17 of this act and those known to be used by school districts and other 18 providers of public educational services. The report must also 19 describe how the state trainings provided under section 15 of this act connect to related trainings, for example trainings on a 20 21 multitiered system of supports, available regionally and locally, to 22 create a cohesive and integrated system of staff trainings on student 23 behavior management.

24 (2) The definitions in section 2 of this act apply to this 25 section.

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26

(3) This section expires August 30, 2027.

EDUCATOR PREPARATION AND PARAEDUCATOR CERTIFICATE REPORT

Sec. 21. (1) By December 1, 2025, and 28 NEW SECTION. in 29 compliance with RCW 43.01.036, the Washington professional educator 30 standards board and the paraeducator board shall jointly submit to the appropriate committees of the legislature a plan for integrating 31 into educator preparation programs the requirements in section 9 of 32 33 this act and for integrating into paraeducator standards of practice 34 the new requirements in RCW 28A.413.050.

35 (2) This section expires June 30, 2026.

Sec. 22. (1) The office of the superintendent of 2 NEW SECTION. public instruction shall contract with a research entity to study and 3 report on the use of room clears in Washington. The research entity 4 5 must analyze and report on the impacts of a room clear on the students involved, including those who are removed from 6 the classroom. The report must, at a minimum, consider the impact of room 7 clears on lost instructional time, student mental health, and social-8 emotional learning. The research entity must also identify and 9 10 summarize best practices on the use of room clears. The report of the 11 research entity must be submitted by the office of the superintendent 12 of public instruction to the appropriate committees of the legislature by September 1, 2026, in compliance with RCW 43.01.036. 13 (2) This section expires August 30, 2027. 14

15

1

REPORT ON PLACEMENT IN AUTHORIZED ENTITIES

16 Sec. 23. RCW 28A.155.250 and 2023 c 436 s 8 are each amended to 17 read as follows:

18 (1) Beginning December 1, 2023, and in compliance with RCW 43.01.036, the office of the superintendent of public instruction 19 shall annually submit a report to the education committees of the 20 legislature regarding placements of students with disabilities at 21 22 authorized entities under RCW 28A.155.060. A summary of the report, 23 including a link to the full report content, must also be posted on the office of the superintendent of public instruction's website. The 24 25 report must include:

(a) <u>The number of students with disabilities placed in authorized</u>
<u>entities within the state and the number of students with</u>
<u>disabilities placed in authorized entities outside the state</u>,
<u>disaggregated by the placing school district</u>;

30 <u>(b)</u> The academic progress of students receiving special education 31 services from authorized entities, using the results of the two most 32 recent state assessments;

33 ((((b))) <u>(c)</u> The graduation rates of students who have received 34 special education services from authorized entities;

35 (((c))) <u>(d)</u> The rate at which students receiving special 36 education services from authorized entities return to their resident 37 school districts; 1 (((d))) <u>(e)</u> Data on student restraint and isolation incidents, 2 discipline, and attendance at authorized entities; ((and

3 (e)) (f) An analysis of year-over-year placement rates in 4 authorized entities that includes whether placement decisions are 5 influenced by requirements related to student isolation and restraint 6 under RCW 28A.600.485; and

7 (g) Any corrective action or change in an entity's authorization 8 status, as ordered by the office of the superintendent of public 9 instruction.

10 (2) The data published under subsection (1) of this section must 11 be disaggregated by each authorized entity when it is possible to do 12 so without disclosing, directly or indirectly, a student's personally 13 identifiable information as protected under the federal family 14 educational rights and privacy act (Title 20 U.S.C. Sec. 1232g).

15 (3) As used in this section, "authorized entity" has the same 16 meaning as in RCW 28A.300.690.

17

21

REPEALER

18 <u>NEW SECTION.</u> Sec. 24. RCW 28A.415.330 (Professional development 19 institutes—Managing disruptive students) and 1999 c 166 s 2 are each 20 repealed.

NULL AND VOID

22 <u>NEW SECTION.</u> Sec. 25. If specific funding for the purposes of 23 this act, referencing this act by bill or chapter number, is not 24 provided by June 30, 2025, in the omnibus appropriations act, this 25 act is null and void.

--- END ---