

Restraint and Seclusion

A Review of Legislation prepared for the
North Dakota Legislative Education
Committee

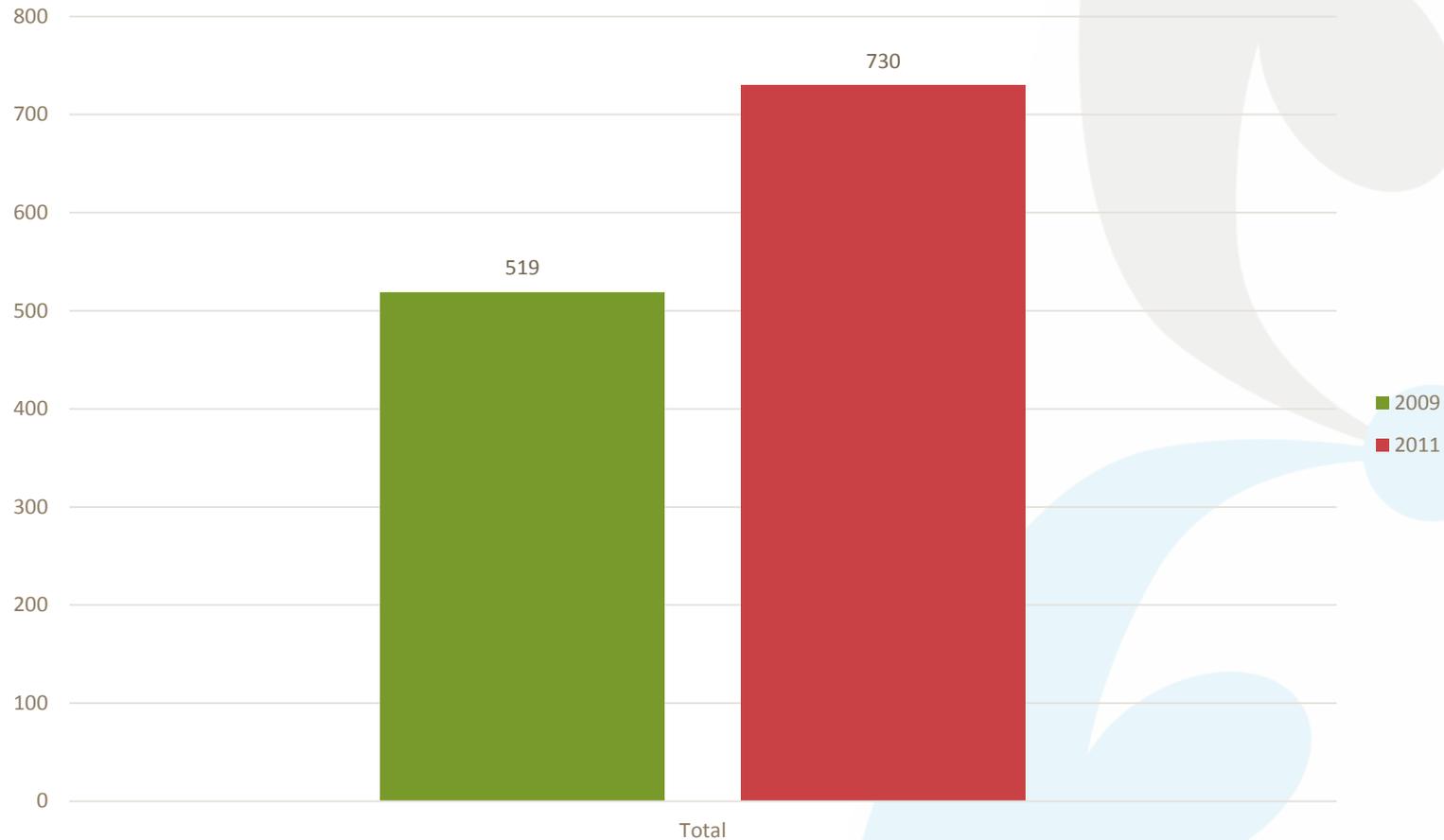
Agenda

- Brief Overview CPI
 - Restraint and Seclusion Legislation Summary
 - Legislation Best Practices
 - Key Benefits/Considerations
 - Sample Policy
 - Questions and Answers
- 

Crisis Prevention Institute

- World-wide leader in crisis prevention and intervention training
- 35+ years providing best-practice solutions
- 30,000+ active certified instructors
- 1.4M staff receiving CPI training annually
- Founding Member Restraint Reduction Network (RRN)

North Dakota Restraint and Seclusion



*As reported to the Department of Education as part of the Civil Rights Data Collection Project

Restraint and Seclusion Legis Summary

The Hartford Courant publishes *Deadly Restraint*

Virginia becomes the first state to enact R&S legislation in Education

1998 1999

2004

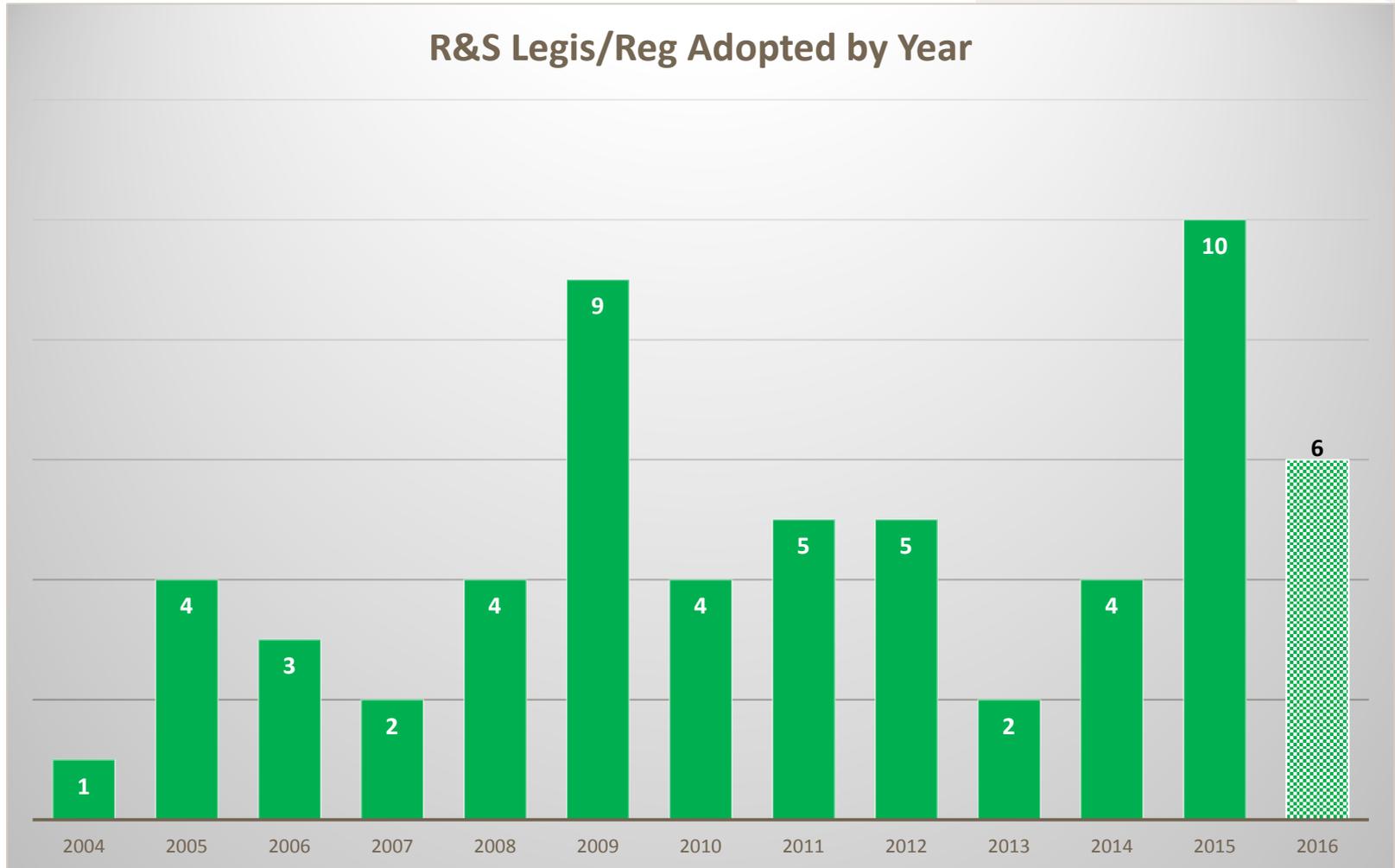
2016

CMS passes first rules surrounding appropriate use of restraint and seclusion.

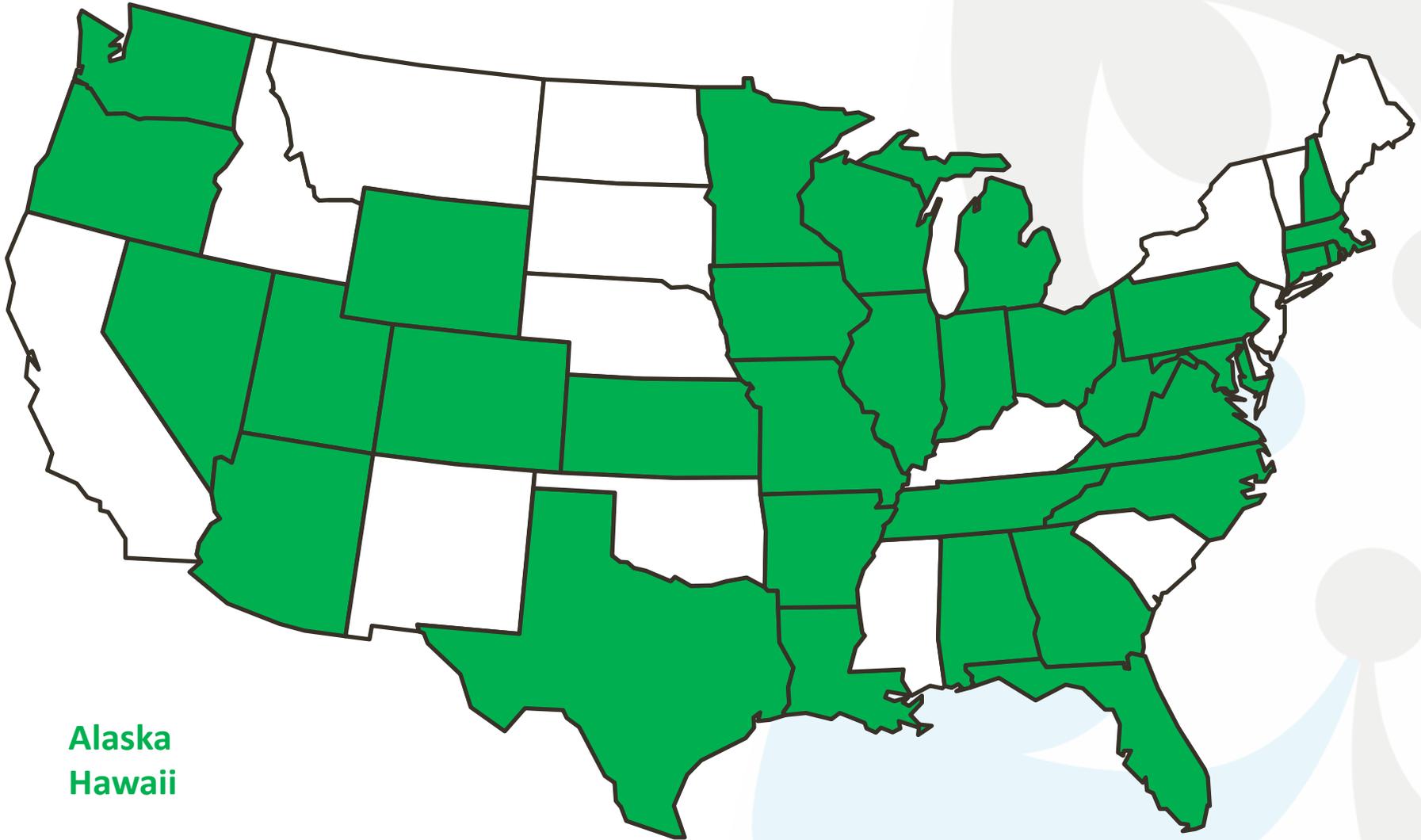


R&S legislation in Education grows dramatically

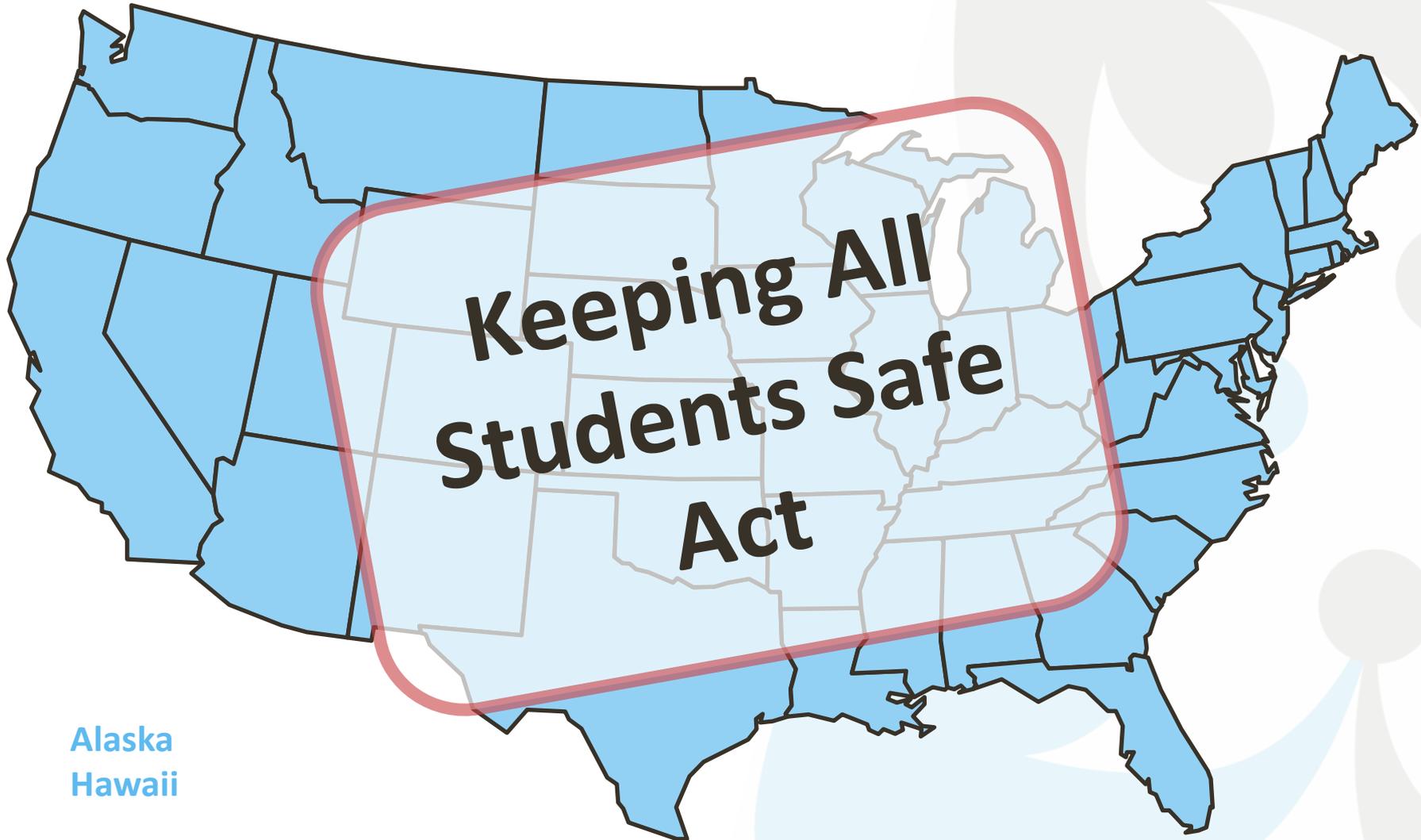
Restraint and Seclusion Legis Summary



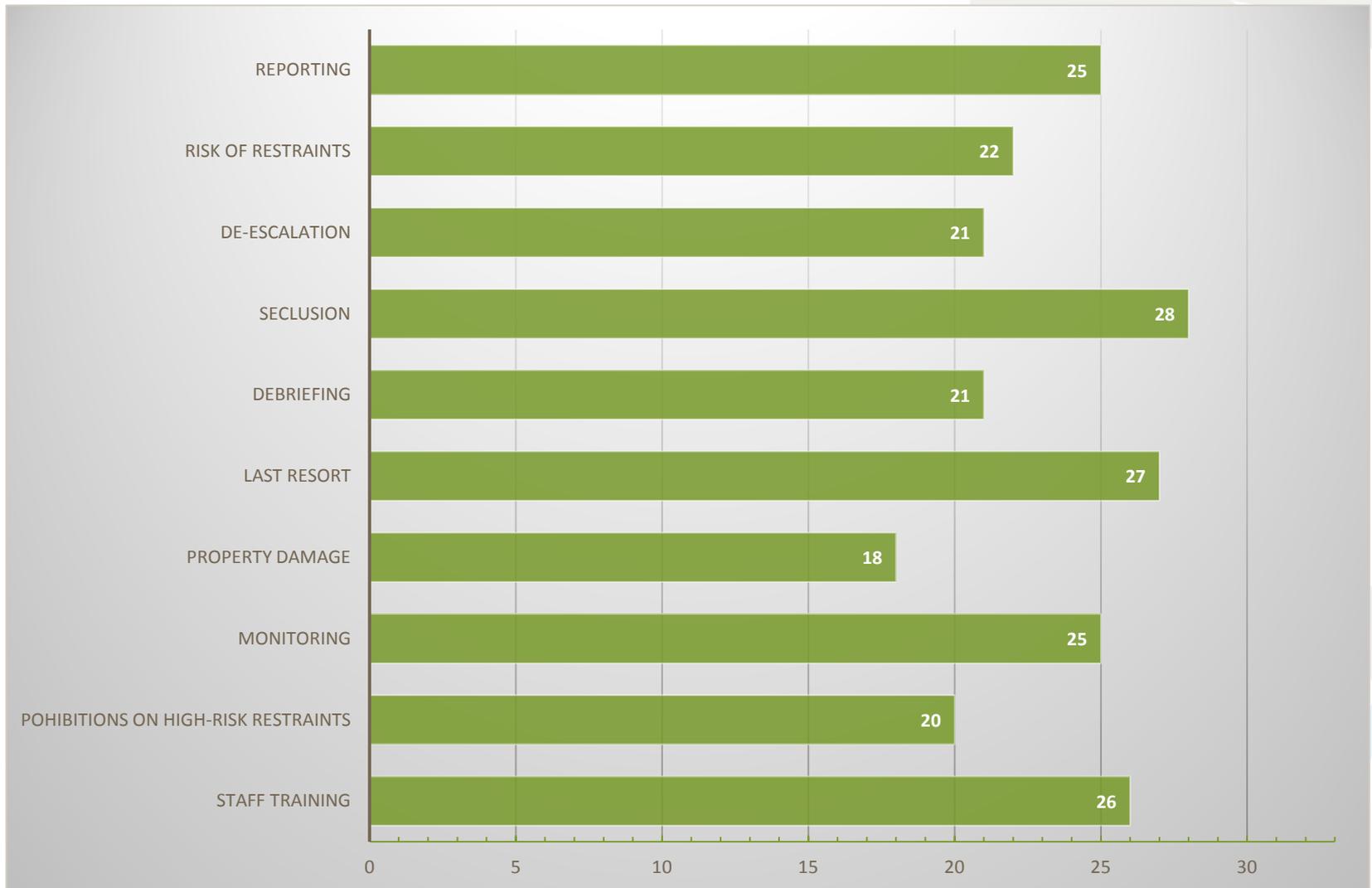
Restraint and Seclusion Legis Summary



Restraint and Seclusion Legis Summary



Restraint and Seclusion Considerations



Restraint and Seclusion Considerations

- **Last Resort**
 - Passing legislation that would limit the use of restraints to emergency situations only, when there is an imminent threat of serious harm to students themselves or to others, and would discontinue all use of unsupervised and unmonitored seclusion
- **Reporting**
 - Annual collecting of data that documents the frequency, duration and intensity of the use of seclusion and restraints in schools, reported at the local, state and federal levels with the ability to disaggregate the information at the school level.
- **Training**
 - Training programs to ensure all teachers, administrators and other school personnel know how to implement preventative programming and positive interventions.

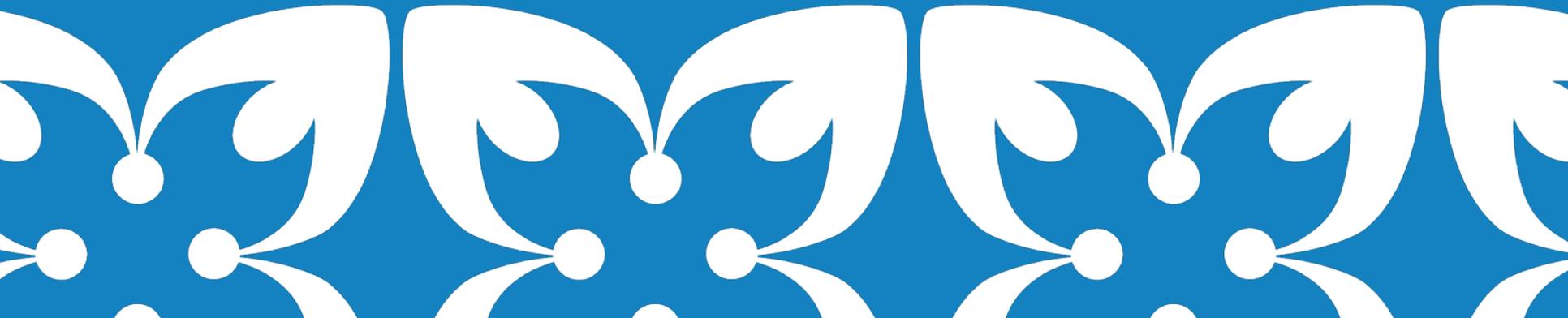
Restraint and Seclusion Considerations

- **Parent Notification**
 - Requiring notification of a child's parents within 24 hours when seclusion or restraints are used against a child.
- **Limiting High-Risk Positions**
 - Eliminating the use of seclusion and restraints, which have been shown to have no educational benefit, as an educational or therapeutic component of a student's individualized education plan (IEP).

*Department of Education Report on Restraint and Seclusion in Schools 2014

Nonviolent Crisis Intervention®

SAMPLE BEST PRACTICE RESTRAINT AND SECLUSION LEGISLATION



Restraint and Seclusion Considerations

- **Definitions**
- **Approved Provider List**
- **Reporting**
 - Local
 - School
 - State
- **Limiting High-Risk Positions**
- **Training**
 - De-Escalation
 - Restraint
- **Debriefing**



QUESTIONS AND ANSWERS



Contact Information

Daniel S Gugala, J.D.

EVP of Operations and General Counsel

dgugala@crisisprevention.com

(w) 414.979.7129

(m) 414.801.6169

