

REVENUE: No revenue impact

FISCAL: Fiscal statement issued

Action:	Do Pass As Amended and Be Engrossed
Vote:	9 - 0 - 0
Yeas:	Fagan, Gomberg, Gorsek, Huffman, Parrish, Reardon, Sprenger, Whisnant, Gelser
Nays:	0
Exc.:	0
Prepared By:	Lea Kear, Administrator
Meeting Dates:	2/22, 2/25

WHAT THE MEASURE DOES: Prohibits public education program from purchasing, building, or possessing seclusion cells. Requires public education program to remove seclusion cells from classrooms by July 1, 2013 and from premises by September 1, 2013. Amendment includes term freestanding in definition of seclusion cell. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Drafting of the measure
- What is meant by the term seclusion cell
- Need for amendment
- Difference between safe room and seclusion cell

EFFECT OF COMMITTEE AMENDMENT: Includes freestanding in definition of seclusion cell.

BACKGROUND: Oregon Administrative Rules (OAR) define seclusion as “the involuntary confinement of students alone in rooms from which they are physically prevented from leaving.” Under OAR 581-021-0553, seclusion may be used when there is an imminent threat of serious bodily injury and other, less restrictive means of controlling the behavior are ineffective. Seclusion may only be used until the emergency or crisis ends and may not be used for discipline or punishment. House Bill 2756 prohibits schools from using seclusion cells.