

HB 3266 -2 STAFF MEASURE SUMMARY

House Committee On Judiciary

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Meeting Dates: 4/13

WHAT THE MEASURE DOES:

Prohibits any person from using mechanical restraint, chemical restraint, prone restraint, physical restraint or seclusion on student in public education program. Provides exception for police officer when restraint is necessary due to threat of imminent, serious bodily injury.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

-2 Prohibits restraining youth unless person is police officer and restraint is necessary due to threat of imminent physical injury.

BACKGROUND:

Currently, students in a public education program may not be subject to the use of seclusion or mechanical, chemical, physical or prone restraint. Key terms, such as mechanical restraint are also defined. There are certain instances where physical restraint or seclusion is allowed. House Bill 3266 specifies that no person may use these restraints to seclusion. It does provide a limited exception for a police officer when the mechanical restraint is necessary due to a reasonable threat of imminent, serious bodily injury to the student or others and there are no less restrictive alternatives available.