

SUBSTITUTE FOR  
HOUSE BILL NO. 5416

A bill to amend 1976 PA 451, entitled  
"The revised school code,"  
(MCL 380.1 to 380.1852) by adding section 1307g.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 1307G. THE STATE POLICY UNDER SECTION 1307A SHALL INCLUDE  
2        AT LEAST ALL OF THE FOLLOWING PROVISIONS CONCERNING TRAINING, WHICH  
3        MAY INCLUDE ONLINE TRAINING THAT IS DEVELOPED OR APPROVED BY THE  
4        DEPARTMENT:  
5        (A) IN ACCORDANCE WITH DEPARTMENT GUIDELINES, A SCHOOL  
6        DISTRICT, INTERMEDIATE SCHOOL DISTRICT, OR PUBLIC SCHOOL ACADEMY  
7        SHALL IMPLEMENT A COMPREHENSIVE TRAINING FRAMEWORK THAT INCLUDES  
8        AWARENESS TRAINING FOR ALL SCHOOL PERSONNEL WHO HAVE REGULAR  
9        CONTACT WITH PUPILS AND COMPREHENSIVE TRAINING FOR KEY IDENTIFIED  
10       PERSONNEL AS DESCRIBED IN SUBDIVISION (B).

(B) A SCHOOL DISTRICT, INTERMEDIATE SCHOOL DISTRICT, OR PUBLIC SCHOOL ACADEMY SHALL IDENTIFY SUFFICIENT KEY PERSONNEL TO ENSURE THAT TRAINED PERSONNEL ARE GENERALLY AVAILABLE FOR AN EMERGENCY SITUATION. BEFORE USING EMERGENCY SECLUSION OR EMERGENCY PHYSICAL RESTRAINT WITH PUPILS, KEY IDENTIFIED PERSONNEL WHO MAY HAVE TO RESPOND TO AN EMERGENCY SITUATION SHALL BE TRAINED IN ALL OF SUBPARAGRAPHS (i) TO (xvi) AS FOLLOWS AND SHOULD BE TRAINED IN ALL OF SUBPARAGRAPHS (xvii) TO (xx) AS FOLLOWS:

(i) PROACTIVE PRACTICES AND STRATEGIES THAT ENSURE THE DIGNITY OF PUPILS.

(ii) DE-ESCALATION TECHNIQUES.

(iii) TECHNIQUES TO IDENTIFY PUPIL BEHAVIORS THAT MAY TRIGGER EMERGENCY SITUATIONS.

(iv) RELATED SAFETY CONSIDERATIONS, INCLUDING INFORMATION REGARDING THE INCREASED RISK OF INJURY TO PUPILS AND SCHOOL PERSONNEL WHEN SECLUSION OR RESTRAINT IS USED.

(v) INSTRUCTION IN THE USE OF EMERGENCY SECLUSION AND EMERGENCY PHYSICAL RESTRAINT.

(vi) IDENTIFICATION OF EVENTS AND ENVIRONMENTAL FACTORS THAT MAY TRIGGER EMERGENCY SITUATIONS.

(vii) INSTRUCTION ON THE STATE POLICY ON THE USE OF SECLUSION AND RESTRAINT.

(viii) DESCRIPTION AND IDENTIFICATION OF DANGEROUS BEHAVIORS.

(ix) METHODS FOR EVALUATING THE RISK OF HARM TO DETERMINE WHETHER THE USE OF EMERGENCY SECLUSION OR EMERGENCY PHYSICAL RESTRAINT IS WARRANTED.

(x) TYPES OF SECLUSION.

1           (xi) TYPES OF RESTRAINT.

2           (xii) THE RISK OF USING SECLUSION OR RESTRAINT IN  
3 CONSIDERATION OF A PUPIL'S KNOWN AND UNKNOWN PHYSICAL OR MENTAL  
4 HEALTH CONDITIONS OR PSYCHOLOGICAL LIMITATIONS.

5           (xiii) THE EFFECTS OF SECLUSION AND RESTRAINT ON ALL PUPILS.

6           (xiv) HOW TO MONITOR FOR AND IDENTIFY THE PHYSICAL SIGNS OF  
7 DISTRESS AND THE IMPLICATIONS FOR PUPILS GENERALLY AND FOR PUPILS  
8 WITH PARTICULAR PHYSICAL OR MENTAL HEALTH CONDITIONS OR  
9 PSYCHOLOGICAL LIMITATIONS.

10          (xv) HOW TO OBTAIN APPROPRIATE MEDICAL ASSISTANCE.

11          (xvi) CARDIOPULMONARY RESUSCITATION AND FIRST AID.

12          (xvii) CONFLICT RESOLUTION.

13          (xviii) MEDIATION.

14          (xix) SOCIAL SKILLS TRAINING.

15          (xx) POSITIVE BEHAVIORAL INTERVENTION AND SUPPORT STRATEGIES.

16          Enacting section 1. This amendatory act takes effect 90 days  
17 after the date it is enacted into law.

18          Enacting section 2. This amendatory act does not take effect  
19 unless all of the following bills of the 98th Legislature are  
20 enacted into law:

21           (a) House Bill No. 5410.

22           (b) House Bill No. 5417.