

HOUSE BILL No. 5411

March 2, 2016, Introduced by Rep. Greig and referred to the Committee on Education.

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

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 1307B. THE STATE POLICY UNDER SECTION 1307A SHALL INCLUDE
2 A CLEAR STATEMENT THAT ALL OF THE FOLLOWING PRACTICES ARE
3 PROHIBITED FOR SCHOOL PERSONNEL IN THE PUBLIC SCHOOLS OF THIS STATE
4 UNDER ALL CIRCUMSTANCES, INCLUDING EMERGENCY SITUATIONS:

5 (A) CORPORAL PUNISHMENT, AS DEFINED IN SECTION 1312.

6 (B) THE DEPRIVATION OF BASIC NEEDS.

7 (C) CHILD ABUSE.

8 (D) SECLUSION, OTHER THAN EMERGENCY SECLUSION.

9 (E) THE INTENTIONAL APPLICATION OF ANY NOXIOUS SUBSTANCE OR
10 STIMULUS THAT RESULTS IN PHYSICAL PAIN OR EXTREME DISCOMFORT. A

1 NOXIOUS SUBSTANCE OR STIMULUS IS PROHIBITED WHETHER IT IS GENERALLY
2 ACKNOWLEDGED OR IS SPECIFIC TO THE PUPIL.

3 (F) MECHANICAL RESTRAINT.

4 (G) CHEMICAL RESTRAINT.

5 (H) ANY RESTRAINT THAT NEGATIVELY IMPACTS BREATHING.

6 (I) PRONE RESTRAINT.

7 (J) PHYSICAL RESTRAINT, OTHER THAN EMERGENCY PHYSICAL
8 RESTRAINT.

9 (K) ANY OTHER TYPE OF RESTRAINT.

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

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

15 (a) Senate Bill No. ____ or House Bill No. 5410 (request no.
16 04860'15).

17 (b) Senate Bill No. ____ or House Bill No. 5417 (request no.
18 04867'15).