

HOUSE BILL No. 5415

March 2, 2016, Introduced by Rep. Tedder 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 1307f.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 1307F. THE STATE POLICY UNDER SECTION 1307A SHALL INCLUDE
2 AT LEAST ALL OF THE FOLLOWING PROVISIONS CONCERNING DATA
3 COLLECTION:

4 (A) THE INTERMEDIATE SCHOOL DISTRICT, IN ACCORDANCE WITH
5 DEPARTMENT GUIDELINES, SHALL DEVELOP A SYSTEM OF DATA COLLECTION
6 REGARDING THE USE OF SECLUSION AND RESTRAINT.

7 (B) ALL OF THE FOLLOWING SHOULD OCCUR WITH RESPECT TO THE DATA
8 COLLECTED UNDER SUBDIVISION (A):

9 (i) THE DATA SHOULD BE ANALYZED BY THE SCHOOL, THE SCHOOL
10 DISTRICT, AND THE INTERMEDIATE SCHOOL DISTRICT TO DETERMINE THE

1 EFFICACY OF THE SCHOOL'S SCHOOLWIDE SYSTEM OF BEHAVIORAL SUPPORT.

2 (ii) THE DATA SHOULD BE ANALYZED IN THE CONTEXT OF SUSPENSION,
3 EXPULSION, AND DROPOUT DATA.

4 (iii) THE DATA SHOULD BE ANALYZED FOR THE PURPOSES OF CONTINUOUS
5 IMPROVEMENT OF TRAINING AND TECHNICAL ASSISTANCE TOWARD THE
6 ELIMINATION OF SECLUSION AND RESTRAINT AND THE REDUCTION OR
7 ELIMINATION OF EMERGENCY SECLUSION AND EMERGENCY PHYSICAL
8 RESTRAINT.

9 (iv) THE DATA SHOULD BE ANALYZED ON A SCHEDULE DETERMINED BY
10 THE DEPARTMENT.

11 (v) THE DATA SHOULD BE REPORTED ELECTRONICALLY TO THE
12 DEPARTMENT IN ACCORDANCE WITH DEPARTMENT GUIDELINES.

13 (vi) THE DATA SHOULD INCLUDE A LIST OF KEY IDENTIFIED PERSONNEL
14 AND THEIR LEVELS OF EDUCATION, TRAINING, AND KNOWLEDGE.

15 (C) THE DEPARTMENT SHOULD POST ON ITS WEBSITE AND MAKE
16 AVAILABLE REDACTED, AGGREGATE DATA ON THE REPORTED USE OF SECLUSION
17 AND RESTRAINT, COMPILED BY DISTRICT ON A QUARTERLY BASIS.

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

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

23 (a) Senate Bill No.____ or House Bill No. 5410 (request no.
24 04860'15).

25 (b) Senate Bill No.____ or House Bill No. 5417 (request no.
26 04867'15).