

HOUSE BILL No. 5416

March 2, 2016, Introduced by Rep. Heise 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 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:

3 (A) A SCHOOL DISTRICT, INTERMEDIATE SCHOOL DISTRICT, OR PUBLIC
4 SCHOOL ACADEMY MUST IMPLEMENT A COMPREHENSIVE TRAINING FRAMEWORK
5 THAT INCLUDES AWARENESS TRAINING FOR THE BROADER EDUCATIONAL
6 COMMUNITY, INCLUDING AT LEAST PRESERVICE TRAINING FOR ALL TEACHERS,
7 AWARENESS TRAINING FOR SUBSTITUTE TEACHERS, AND COMPREHENSIVE
8 TRAINING FOR KEY IDENTIFIED PERSONNEL AS DESCRIBED IN SUBDIVISION
9 (B) .

10 (B) A SCHOOL DISTRICT, INTERMEDIATE SCHOOL DISTRICT, OR PUBLIC

1 SCHOOL ACADEMY SHALL IDENTIFY SUFFICIENT KEY PERSONNEL TO ENSURE
2 THAT TRAINED PERSONNEL ARE AVAILABLE FOR AN EMERGENCY SITUATION.
3 BEFORE USING EMERGENCY SECLUSION OR EMERGENCY PHYSICAL RESTRAINT
4 WITH PUPILS, KEY IDENTIFIED PERSONNEL WHO MAY HAVE TO RESPOND TO AN
5 EMERGENCY SITUATION MUST BE TRAINED IN ALL OF SUBPARAGRAPHS (i) TO
6 (xv) AS FOLLOWS AND SHOULD BE TRAINED IN ALL OF SUBPARAGRAPHS (xvi)
7 TO (xix) AS FOLLOWS:

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

10 (ii) DE-ESCALATION TECHNIQUES.

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

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

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

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

21 (vii) INSTRUCTION ON THE DEPARTMENT POLICY ON THE USE OF
22 EMERGENCY SECLUSION AND EMERGENCY PHYSICAL RESTRAINT.

23 (viii) DESCRIPTION AND IDENTIFICATION OF DANGEROUS BEHAVIORS.

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

27 (x) TYPES OF SECLUSION.

(xi) TYPES OF RESTRAINT.

(xii) THE RISK OF USING EMERGENCY SECLUSION AND EMERGENCY
PHYSICAL RESTRAINT IN CONSIDERATION OF A PUPIL'S KNOWN AND UNKNOWN
MEDICAL OR PSYCHOLOGICAL LIMITATIONS.

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

(xiv) HOW TO MONITOR THE PHYSICAL SIGNS OF DISTRESS.

(xv) HOW TO OBTAIN MEDICAL ASSISTANCE.

(xvi) CONFLICT RESOLUTION.

(xvii) MEDIATION.

(xviii) SOCIAL SKILLS TRAINING.

(xix) POSITIVE BEHAVIORAL INTERVENTION AND SUPPORT STRATEGIES.

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

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

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

(b) Senate Bill No. _____ or House Bill No. 5417 (request no.
04867'15).