

Behavior Emergency Reports

Restrain and Seclusion Data

Key Data for State Reporting

Did the incident involve a violation of Education Code Sections 48900 or 48915? If YES, then incident is reportable.

- Which specific offense?
 - See CALPADS Code Sets document (<https://www.cde.ca.gov/ds/sp/cl/systemdocs.asp>) – Student Offense Codes
 - If this was a weapon-related offense, what was the Weapon Type?
 - See CALPADS Code Sets document (<https://www.cde.ca.gov/ds/sp/cl/systemdocs.asp>) – Weapon Category Codes
- What were all incident results for the student? (e.g. suspension [in- or out-of-school], expulsion, mechanical restraint, physical restraint.
 - See CALPADS Code Sets document (<https://www.cde.ca.gov/ds/sp/cl/systemdocs.asp>) – Incident Result Codes
 - If suspended or expelled, what was the duration of the suspension or expulsion?
 - If suspended or expelled, was instructional support provided to the student (required if student has been cumulatively suspended or expelled more than 10 days)?
 - If restrained, was the restraint applied by peace officers (law enforcement) or school security personnel? If NO, then incident result is reportable.

Did the incident result in restraint or seclusion (even if the incident did not involve a violation of Education Code Sections 48900 or 48915)?

- If restrained, was the restraint applied by peace officers (law enforcement) or school security personnel? If NO, then incident result is reportable.

Reportable:

Mechanical and physical restraints imposed by anyone except peace officers or school security personnel
Involuntary seclusion of a pupil alone who is physically prevented from leaving (excluding “time-outs”)

Definition provided in Education Code 49005.1:

(d) (1) “Mechanical restraint” means the use of a device or equipment to restrict a pupil’s freedom of movement.

(2) (A) “Mechanical restraint” does not include the use of devices by peace officers or security personnel for detention or for public safety purposes.

(B) “Mechanical restraint” does not include the use of devices by trained school personnel, or by a pupil, prescribed by an appropriate medical or related services professional, if the device is used for the specific and approved purpose for which the device or equipment was prescribed, which shall include, but not be limited to, all of the following:

(i) Adaptive devices or mechanical supports used to achieve proper body position, balance, or alignment to allow greater freedom of mobility than would be possible without the use of such devices or mechanical supports.

(ii) Vehicle safety restraints when used as intended during the transport of a pupil in a moving vehicle.

(iii) Restraints for medical immobilization.

(iv) Orthopedically prescribed devices that permit a pupil to participate in activities without risk of harm.

(f) (1) “Physical restraint” means a personal restriction that immobilizes or reduces the ability of a pupil to move the pupil’s torso, arms, legs, or head freely. “Physical restraint” does not include a physical escort, which means a temporary touching or holding of the hand, wrist, arm, shoulder, or back for the purpose of inducing a pupil who is acting out to walk to a safe location.

(2) “Physical restraint” does not include the use of force by peace officers or security personnel for detention or for public safety purposes.

(i) “Seclusion” means the involuntary confinement of a pupil alone in a room or area from which the pupil is physically prevented from leaving. “Seclusion” does not include a timeout, which is a behavior management technique that is part of an approved program, that involves the monitored separation of the pupil in a nonlocked setting, and is implemented for the purpose of calming.