

Required Notification of Isolation or Restraint of Students with IEPs or Section 504 Plans

It is the policy of the Mary Walker School District Board of Directors that the district maintains a safe learning environment while treating all students with dignity and respect. All students in the district, including those with an Individualized Education Program (IEP), an Aversive Intervention Plan (AIP) or a plan developed under Section 504 of the Rehabilitation Act of 1973 (Section 504 plan) will remain free from the unreasonable use of force.

Isolation and restraint of these students will generally be avoided and will not be used as a form of discipline or punishment. The district recognizes, however, that isolation and restraint are necessary at times to preserve the safety of students and school staff. The district therefore authorizes these actions under limited circumstances. This policy, and its accompanying procedure, set forth the statutory definitions and authorized use of isolation, restraint and restraint devices, as well as incident review procedures and requirements for reporting and parent/guardian notification.

The district will provide parents or guardians of students with an IEP, or Section 504 plan, a copy of the district's Isolation and Restraint policy when the IEP or Section 504 plan is created, and will include parent/guardian notification procedures in the student's IEP.

Cross Reference(s)

Board Policy 2162 – Education of Students With Disabilities Under Section 504 of the Rehabilitation Act of 1973

Board Policy 2161 – Special Education and Related Services for Eligible Students

Legal Reference(s)

WAC 392-400-235 - Discipline – Conditions and Limitations

WAC 392-172A – Rules for the Provision of Special Education

RCW 28A.600.485 – Restraint of Students with Individualized Education Programs or Plans Developed Under Section 504 of the Rehabilitation Act of 1973 – Procedures – Definitions

RCW 28A.600.486 – District Policy on the Use of Isolation and Restraint – Notice to Parents and Guardians of Children who have Individualized Education Programs or Plans Developed Under Section 504 of the Rehabilitation Act of 1973

RCW 28A.155.210 – Use of Restraint or Isolation – Requirement for Procedures to Notify Parent or Guardian

RCW 28A.150.300 – Corporal Punishment Prohibited – Adoption of Policy

RCW 9A.16.100 – Use of Force on Children – Policy – Actions Presumed Unreasonable

RCW 9A.16.020 – Use of Force – When Lawful

Management Resource(s)

Policy News, June 2014

Policy News, December 2013

Policy News, July 2013

Policy News, December 2008 – Use of Reasonable Force Policy

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