

Restraint and seclusion are noneducational, reactive strategies utilized to mitigate the risk of substantial physical harm or bodily injury when other less restrictive interventions have failed to deescalate the situation.

While allowable under the law, the use of these strategies carries many associated risks.

Definitions

Restraint means the restriction of a student's actions or movements by holding the student or using pressure or other means.

Seclusion means the involuntary confinement of a student alone in a room from which the student is physically prevented from leaving.

Restraint and Seclusion Incident Documentation Requirements

Document the restraint and/or seclusion as soon as possible after the incident using the ODE sample forms or a form that meets all the requirements of OAR [581-021-0556](#): Procedures Regarding Restraint and Seclusion.

1. Parents/guardians of students who are restrained and/or secluded are to be notified of the incident by the end of the school day in which the incident occurred.
2. Following an incident involving restraint or seclusion, parents/guardians must receive written disclosure within 24 hours of the incident of the existence of any photo, audio or video records.
3. Parents/guardians of students who are restrained and/or secluded must receive written documentation of the incident within twenty-four hours of the incident.
4. If a student is involved in five incidents in a school year involving restraint or seclusion, a team consisting of personnel of the public education program and a parent or guardian of the student must be formed for the purposes of reviewing and revising the student's behavior plan and ensuring the provision of any necessary behavioral supports.

Parents/guardians documentation must provide a description of the restraint and/or seclusion, including:

1. The location, date and the times when the incident began and ended.
2. A description of the student's activity that led to the use of restraint and/or seclusion, the de-escalation efforts, and the alternatives attempted before restraint and/or seclusion.
3. The names and training status of the personnel who administered the restraint and/or seclusion.
4. If the personnel who administered the restraint or seclusion were not trained in a Department of Education-approved program, the parents/guardians will be notified in writing about the lack of training and why the untrained personnel had to use restraint or seclusion.
5. A timely invitation to a debriefing meeting required to convene within two school days must be sent to the student's parents/guardians, who may request an alternative meeting if they cannot attend the initial one.
6. The public education program must review any preserved photos or audio/video recordings during the debriefing meeting held within two days of a restraint or seclusion incident.
7. Written notes must be taken during the debriefing meeting, and a copy provided to the student's parents or guardians.