



# Ohio Legislative Service Commission

## Bill Analysis

Hannah K. Wann

### **S.B. 266**

130th General Assembly  
(As Passed by the Senate)

**Sens.** Skindell and Lehner, Brown, Sawyer, Tavares, Bacon, Burke, Cafaro, Eklund, Gentile, Hite, Kearney, Manning, Schiavoni, Turner

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## **BILL SUMMARY**

- Requires the State Board of Education to adopt rules that establish a policy and standards for the implementation of positive behavior intervention supports and the use of physical restraint or seclusion on students.
- Requires each school district, community school, science, technology, engineering, and mathematics (STEM) school, and college preparatory boarding school to comply with the policies and standards adopted by the State Board.

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## **CONTENT AND OPERATION**

### **Rules on positive behavior intervention and physical restraint or seclusion**

The bill requires the State Board of Education to adopt rules that establish a policy and standards for the implementation of positive behavior intervention supports and the use of physical restraint or seclusion on students.<sup>1</sup> It also requires each school district, community school,<sup>2</sup> science, technology, engineering, and mathematics (STEM) school,<sup>3</sup> and college preparatory boarding school<sup>4</sup> to comply with the policies and standards adopted by the State Board.<sup>5</sup>

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<sup>1</sup> R.C. 3319.46.

<sup>2</sup> R.C. 3314.03.

<sup>3</sup> R.C. 3326.11.

<sup>4</sup> R.C. 3328.24.

<sup>5</sup> R.C. 3319.46.

## Background

In 2013, the State Board of Education adopted an administrative rule that does all of the following:

(1) Requires each city, local, exempted village, joint vocational, or cooperative education school district or educational service center that operates a school or educational program to implement positive behavior intervention and supports on a system-wide basis;<sup>6</sup>

(2) Prohibits school personnel at a district or educational service center from engaging in specific types of restraint, corporal punishment, child endangerment, deprivation of basic needs, seclusion or restraint of preschool children, chemical restraint, mechanical restraint, aversive behavioral interventions, and seclusion in a locked room or area;<sup>7</sup>

(3) Specifies when physical restraint or seclusion may be used.<sup>8</sup>

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## HISTORY

ACTION	DATE
Introduced	01-15-14
Reported, S. Education	12-03-14
Passed Senate (32-0)	12-03-14

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<sup>6</sup> Ohio Administrative Code (O.A.C.) 3301-35-15(B).

<sup>7</sup> O.A.C. 3301-35-15(C).

<sup>8</sup> O.A.C. 3301-35-15(D) and (E).

