

HB1255/543227/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1255

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 8 down through “Program.” in line 9.

On page 2, in line 5, strike “7–1102 and 7–1103” and substitute “7–1102, 7–1103, and 7–1106”.

AMENDMENT NO. 2

On page 2, strike beginning with the first “the” in line 29 down through “body” in line 30 and substitute “A PERSONAL RESTRICTION THAT IMMOBILIZES A STUDENT OR REDUCES THE ABILITY OF A STUDENT TO MOVE THEIR TORSO, ARMS, LEGS, OR HEAD FREELY THAT OCCURS”.

On page 3, after line 23, insert:

“(A) THIS SECTION DOES NOT APPLY TO THE JUVENILE SERVICES EDUCATION PROGRAM.”;

in lines 24 and 27, strike “(A)” and “(B)”, respectively, and substitute “(B)” and “(C)”, respectively; and in line 24, strike “EXCEPT AS PROVIDED IN SUBSECTION (E) OF THIS SECTION, A” and substitute “A”.

On page 4, in lines 3 and 10, strike “(C)” and “(D)”, respectively, and substitute “(D)” and “(E)”, respectively.

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On page 5, in line 14, strike “(D)” and substitute “(E)”; and strike in their entirety lines 30 and 31.

On page 6, in line 9, after “OPPORTUNITY” insert “, BUT NOT LONGER THAN 4 BUSINESS DAYS AFTER THE STUDENT’S 10TH INCIDENT OF PHYSICAL RESTRAINT”; in line 14, after “OPPORTUNITY” insert “, BUT NOT LONGER THAN 4 BUSINESS DAYS AFTER THE STUDENT’S 10TH INCIDENT OF PHYSICAL RESTRAINT OR SECLUSION”; in line 22, strike “AGENCY” and substitute “SCHOOL”; and in line 29, after “OPPORTUNITY” insert “, BUT NOT LONGER THAN 4 BUSINESS DAYS AFTER THE STUDENT’S 10TH INCIDENT OF PHYSICAL RESTRAINT”.

On page 9, after line 21, insert:

“7-1106.

(A) A PUBLIC AGENCY AND THE LOCAL SCHOOL SYSTEM IN WHICH THE PUBLIC AGENCY IS LOCATED OR A NONPUBLIC SCHOOL SHALL SUBMIT A SYSTEMIC, EVIDENCE-BASED CORRECTIVE ACTION PLAN TO THE DEPARTMENT IF THE PUBLIC AGENCY OR NONPUBLIC SCHOOL:

(1) FAILS TO COMPLY WITH ANY PROVISION OF THIS SUBTITLE; OR

(2) REPORTS TO THE DEPARTMENT THAT A STUDENT HAS BEEN PHYSICALLY RESTRAINED OR PLACED IN SECLUSION 10 TIMES OR MORE IN A SCHOOL YEAR UNDER § 7-1103 OF THIS SUBTITLE.

(B) THE DEPARTMENT SHALL ADOPT REGULATIONS TO IMPLEMENT THE PROVISIONS OF THIS SECTION.”;

and in line 22, strike “7-1106.” and substitute “7-1107.”.