

511 USE OF CRISIS TEAMS AND POLICE OFFICERS TO REMOVE STUDENTS FROM SCHOOL GROUNDS

I. PURPOSE

The purpose of this policy is to describe the appropriate use police officers and Crisis Team to remove, if necessary, a student with or without an individualized education program (IEP) from school grounds.

II. GENERAL STATEMENT OF POLICY

Stonebridge World School is committed to creating and promoting a learning environment that is safe for students, employees, and other members of the school community. All students, including those with IEP's are generally subject to the terms of the school district discipline policy. The school district recognizes the importance of providing individualized instruction and related services to students with IEP's, including whenever possible, during times when the student's behavior requires that the student be removed from the school environment. Finally, this policy recognizes the role of the crisis team and police in responding to crisis situations that occur in the school environment.

III. DEFINITIONS

- A. "Crisis team" means a group of individuals selected by the Executive Director who have received crisis prevention institute training and are responsible for responding to crisis situations. Whenever possible a special education teacher with knowledge of the student should be part of this team.
- B. "Student with an IEP" or "the student" means a student who is eligible to receive special education and related services pursuant to the terms of an IEP or an individual interagency intervention plan (IIIP).
- C. The phrase "remove the student from school grounds" is the act of securing the person of a student and escorting that student from the school building or school activity at which the student is located.
- D. "Emergency" means a situation in which immediate intervention is necessary to protect a student or other individual from physical injury.

IV. REMOVAL OF STUDENTS WITH AN IEP FROM SCHOOL GROUNDS

A. Removal By Crisis Team

If the behavior of a student with or without an IEP escalates to the point where the student's behavior endangers or threatens the health, safety, or property of the

student or other individuals, or school property, the school building's crisis team may be summoned and the student may be removed from school grounds, at the discretion of the crisis team.

In addition, school district personnel may report a crime committed by a student with or without an IEP to appropriate authorities. If a school district official reports a crime committed by a student with an IEP, school personnel shall transmit copies of the student's special education and disciplinary records for consideration by the appropriate authorities to whom the crime is reported, to the extent that the transmission is permitted by the Family Education Rights and Privacy Act, the Minnesota Government Data Practices Act, and applicable school district policy.

The fact that a student with an IEP is covered by special education law, does not prevent state law enforcement and judicial authorities from exercising their responsibilities with regard to the application of federal and state law to crimes committed by a student with an IEP.

B. Removal By Police Officer

If a student engages in conduct that merits removal, the Executive Director or designee, may request that the police remove the student from school grounds.

C. Reasonable Force Permitted

In removing a student with or without an IEP from school grounds, the Executive Director, designee, crisis team members, or police officer may use reasonable force when it is necessary under the circumstances to correct or restrain a student or prevent bodily harm or death to another.

In removing a student from school grounds, the police officer and school personnel are further prohibited from engaging in the following conduct:

1. Corporal punishment prohibited by Minn. Stat. 121A.58
2. Requiring a child to assume and maintain a specified physical position, activity, or posture that induces physical pain
3. Totally or partially restricting a child's senses as punishment
4. Denying or restricting a child's access to equipment and devices such as walkers, wheel chairs, hear aids, and communication boards that facilitate the child's functioning except when temporarily removing the equipment or device is needed to prevent injury to the child or others or serious damage to the equipment or device, in which case the equipment or device shall be returned to the child as soon as possible.
5. Interacting with a child in a manner that constitutes sexual abuse, neglect, or physical abuse under Minn. Stat. 626.556
6. Physical holding (as defined in Minn. Stat. 125A.0941) that restricts or impairs a child's ability to breathe, restricts or impairs a child's ability to communicate distress, places pressure or weight on a child's head, throat, neck, chest,

lungs, sternum, diaphragm, back, or abdomen, or results in straddling a child's torso.

7. Withholding regularly scheduled meals or water; and or
8. Denying a child access to toilet facilities.

D. Parental Notification

The Executive Director or designee shall make reasonable efforts to immediately notify the student's parent or guardian of the student's removal from school grounds. In addition, the administrator or designee shall ensure that a written incident report is prepared, describing the incident.

E. Continued Removals; Review of IEP

Continued and repeated use of the removal process described in this policy must be reviewed in the development of the student's IEP.

F. Effect of Policy in an Emergency; Use of Restrictive Procedures

A student may be removed in accordance with this policy regardless of whether the student's conduct would create an emergency.

If the Executive Director or designee seeks to remove a student with an IEP from school grounds under this policy due to behaviors that constitute an emergency and the student's IEP, IIP, or behavior intervention plan authorizes the use of one or more restrictive procedures, the crisis team may employ those restrictive procedures, in addition to any reasonable force that may be necessary, to facilitate the student's removal from the school grounds, as long as the crisis team members are implementing the restrictive procedures the received in the training required by Minn. Stat 125A.0942, Subd. 5, and otherwise comply with the requirements of 125A.0942.

Approved: 8/16/2017

Revised: