

HOUSE No. 3397

The Commonwealth of Massachusetts

PRESENTED BY:

Brian R. Mannel

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to the restraint of children in schools.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Brian R. Mannel</i>	<i>2nd Barnstable</i>	<i>1/16/2015</i>

HOUSE No. 3397

By Mr. Mannal of Barnstable, a petition (accompanied by bill, House, No. 3397) of Brian R. Mannal relative to the use of physical restraint for students in schools. Education.

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act relative to the restraint of children in schools.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 37G of chapter 71 of the General Laws, as appearing in the 2012 Official Edition,
2 is hereby amended by striking out subsection (c) and inserting in place thereof the following
3 subsection:-

4 (c) The board of education shall promulgate regulations regarding the use of physical
5 restraint for students. The regulations shall only permit the use of physical restraint where the
6 parent or guardian of the student has previously consented to the use of physical restraint in
7 writing; provided, however that such regulations shall not preclude any teacher or employee or
8 agent of the school from using reasonable force to protect pupils, other persons and themselves
9 from an assault by a pupil as set forth above in section (b). Such regulations shall require training
10 of all personnel authorized to administer any forms of restraint. Such regulations shall provide
11 for procedures for notification to the department and to the parents.