

**SB0705/433527/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 705

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 26, 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 22 down through “body” in line 23 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 12 insert:

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

in lines 13, 15, and 22, strike “(A)”, “(B)”, and “(C)”, respectively, and substitute “(B)”, “(C)”, and “(D)”, respectively; and in line 29, strike “(D)” and substitute “(E)”.

On page 5, in line 1, strike “(D)” and substitute “(E)”; in line 13, after “UNDER” insert “TITLE 17 OF”; in line 25, after “OPPORTUNITY” insert “, BUT NOT LONGER THAN 4 BUSINESS DAYS AFTER THE STUDENT’S 10TH INCIDENT OF PHYSICAL RESTRAINT”; and in line 30, after “OPPORTUNITY” insert “, BUT NOT LONGER THAN 4 BUSINESS DAYS AFTER THE STUDENT’S 10TH INCIDENT OF PHYSICAL RESTRAINT OR SECLUSION”.

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On page 6, in line 15, after “OPPORTUNITY” insert “, BUT NOT LONGER THAN 4 BUSINESS DAYS AFTER THE STUDENT’S 10TH INCIDENT OF PHYSICAL RESTRAINT”.

On page 9, after line 6, 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 7, strike “7-1106.” and substitute “7-1107.”.