



125th MAINE LEGISLATURE

LD 1838

LR 2820(03)

Resolve, Regarding Legislative Review of Chapter 33: Regulations Governing Timeout Rooms, Therapeutic Restraints and Aversives in Public Schools and Approved Private Schools, a Major Substantive Rule of the Department of Education

Fiscal Note for Bill as Engrossed with:

C "A" (H-820)

Committee: Education and Cultural Affairs

Fiscal Note

State Mandate - Exempted

State Mandates

Required Activity

Requires local school administrative units to:

Unit Affected

School

Local Cost

Moderate statewide

~ prepare quarterly and annual reports documenting incidents of restraint and seclusion to be submitted to superintendents and the Department of Education;

~ debrief staff and students involved in each incident of physical restraint or seclusion within 2 days of incident;

~ after debriefing, requires staff to develop and implement a written plan (or review and revise plan if it already exists) for response and de-escalation for the student;

~ develop a local complaint process to address parent complaints about the use of restraint or seclusion.

Pursuant to the Mandate Preamble, the two-thirds vote of all members elected to each House exempts the state from the constitutional requirement to fund 90% of the additional costs.

Fiscal Detail and Notes

Additional costs to the Department of Education associated with implementing this rule change and providing the required guidance can be absorbed within existing budgeted resources.