

**COMMISSION ON SECLUSION & RESTRAINT IN
SCHOOLS**

September 18, 2019
IDOE Offices, 6th Floor, PNC Building
115 W. Washington Street
Virgil Grissom Conference Room
1:30 P.M.

Commission Member Name	Title	Organization	Present (Y/N); note if by phone
Dr. Ken Folks	Chair	Indiana Department of Education	N
Dr. William Reichhart	Member	Assoc. of Public School Superintendents	Y
Greg Boyce	Member	Autism Society of Indiana	Y
Kim Dodson	Member	The Arc of Indiana	Y
Nikki Sprunger	Member	ICASE	N
Stephen McCaffrey	Member	Mental Health America	N
John Elcesser	Member	Nonpublic Education Association	Y
Nicole Hicks	Member	Parent	Y
Jean Renk	Member	Parent	N
Chase Lyday	Member	Indiana School Resource Officer Association (INSROA)	N

Attendance: (Non-commission members):

Megan Ahlers	ICASE
Andrew Bernlohr	IDOE General Counsel
Leslie-Ann James	IDOE Public Records Officer

Meeting Minutes

I. Call to Order

Steve Balko, Director of School Safety for the Indiana Department of Education, called the Commission on Seclusion and Restraint in Schools to order at 1:45 PM, September 18, 2019, at the Indiana Department of Education. The Commission welcomes Megan Ahlers from ICASE. She is attending the meeting on behalf of Commission Member Nikki Sprunger.

*Motion to Approve 7.7.19 Minutes – Kim Dodson
2nd by: John Elcesser
6Y-0N*

II. Statement of the Chair

There was no statement from Chair Steve Balko.

III. Public Reporting Form

Ms. James updated the Commission on the reporting form indicating that changes per the Commission's request at the July meeting had been made. Those changes included being able to track who is reporting on behalf of students by adding a box labeled, "How did you become aware of this situation?" was included. The Commission also requested that the form had a drop down box for the school corporation to reduce confusion with similarly named school corporations. Additional changes included adding "(Check all that apply)" wording next to "Issue," "Who have you contacted?," "School Employee" and change "School Board" to "School Board Meeting" in "Who have you contacted field", and address Signature line issue, if an individual needs to type in their name, add "Type Name Here." Ms. James informed the

commission that the form achieved reading level higher than 8th grade but that was result of the legal language included in the form. Ms. James informed the Commission that once they approved the form it will be available on the Commission's website in English and Spanish. The reporting form will also be available to the public in an online or print version. General Counsel Andrew Bernlohr informed the Commission that there would be a notice in the SAMS/PAMS newsletter notifying stakeholders about the reporting form's purpose and availability.

*Motion to Approve Reporting Form: Dr. Reichhart
2nd by: Steve Balko*

IV. Carmel Clay Schools Incident

Mr. Bernlohr discussed with the Commission how the Indiana Department of Education's Special Education Division addressed a recent incident involving seclusion of student at Carmel Clay Schools. Mr. Bernlohr raised the discussion to determine whether the Commission wanted to be informed of incidents that are not reported through the reporting form. The Commission revisited that the purpose of the form is to see if there are trends of seclusion and restraint to identify if there are schools that may need additional technical assistance or training. The Commission decided they just wanted to be informed of seclusion and restraint incidents reported through the Commission's form and receive a summary of reports at the school level. Commission Member John Elcesser asked that in the Reporting form memo that stakeholders are reminded the purpose of the form and emphasize the resources and educational videos available on the Commission's website.

V. Model Plan

Ms. James provided members with an explanation for the Commission's request for clarity on the term "resistance topics" in the Model Plan elements section. Ms. James explained that it referred to law enforcement agencies and how they train based on their own policies. Ms. James reached out to Mike Johnson the former SRO representative and he explained that all police agencies have a policy regarding response to resistance which is sometimes it is referred to as use of force. It is mandated training for police every year. In addition, the techniques used and protocols approved will vary slightly from agency to agency. The Commission moved the resistance topics bullet point to the suggested elements section because it is not an element required by statute. The Commission decided to move forward with the Model Plan as previously amended. Mr. Bernlohr reminded the Commission that the Model Plan is a living document so it can be continued to be modified as the Commission sees fit. Ms. James informed the Commission that she will update the model plan with the new changes on the Commission's website.

VI. Commission Moving Forward

Mr. Bernlohr informed the Commission that since they have completed the rulemaking process and the reporting form, the Commission's objective will now be focused on reviewing and accepting the public reports. Mr. Bernlohr suggested that Commission set out calendar dates for the year to meet. Commission members requested that they meet every 2nd Friday of the month at 9:00am on a quarterly basis for 2020. Commission members asked if they can meet via telephone

and it was confirmed that they could do that as long as there are three members physically present at the designated meeting site. Ms. James will send out the 2020 calendar dates for Commission prior to the next meeting.

Motion to Adjourn Meeting: Dr. Reichhart

2nd by: Nicole Hicks

Meeting adjourned Approved: 6Y-0N