

HOUSE SUMMARY OF SENATE AMENDMENTS**HB 79****2017 Regular Session****Foil**

STUDENT/DISCIPLINE: Prohibits corporal punishment for certain students with exceptionalities

Synopsis of Senate Amendments

1. Define "corporal punishment".
2. Prohibit the use of corporal punishment with students who are eligible for services under Section 504 of the Rehabilitation Act of 1973 and who have an Individual Accommodation Plan.

Digest of Bill as Finally Passed by Senate

Present law allows local school boards discretion in the use of corporal punishment for students and requires the boards to adopt rules and regulations to implement and control its use.

Proposed law prohibits the administration of corporal punishment to students with exceptionalities (except gifted and talented students) and to students who are eligible for services under Section 504 of the Rehabilitation Act of 1973 and who have an Individual Accommodation Plan. Further, makes present law and proposed law applicable to charter schools.

Proposed law defines "corporal punishment" as using physical force to discipline a student with or without an object. Provides that corporal punishment includes hitting, paddling, striking, spanking, slapping, or any other physical force that causes pain or physical discomfort.

Proposed law provides that "corporal punishment" does not include:

- (1) The use of reasonable and necessary physical restraint of a student to protect the student or others from bodily harm or to obtain possession of a weapon or other dangerous object from a student.
- (2) The use of seclusion and restraint as provided in present law for students with exceptionalities.

(Amends R.S. 17:223(A), 416.1(B), and 3996(B)(2))