

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **SB 59** SLS 11RS 83  
 Bill Text Version: **ENGROSSED**  
 Opp. Chamb. Action:  
 Proposed Amd.:  
 Sub. Bill For.:

<b>Date:</b> May 17, 2011 3:28 PM	<b>Author:</b> DONAHUE
<b>Dept./Agy.:</b> Education	<b>Analyst:</b> Alan M. Boxberger
<b>Subject:</b> Use of seclusion and physical restraint for student behavior	

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 Provides relative to the use of seclusion and physical restraint to address student behavior. (gov sig)

Proposed law requires the Board of Secondary and Elementary Education to prepare and adopt rules and guidelines for the appropriate use of seclusion, physical restraint or mechanical restraint in response to the behavior of students with exceptionalities. The proposed law provides with respect to the use of seclusion and physical restraint in response to student behavior. Provides that the Louisiana Department of Education (LDOE) maintain statistics regarding the usage and demographic information of students involved in seclusion and restraint incidents.

<b>EXPENDITURES</b>	<b>2011-12</b>	<b>2012-13</b>	<b>2013-14</b>	<b>2014-15</b>	<b>2015-16</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

  

<b>REVENUES</b>	<b>2011-12</b>	<b>2012-13</b>	<b>2013-14</b>	<b>2014-15</b>	<b>2015-16</b>	<b>5 -YEAR TOTAL</b>
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Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b>\$0</b>
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**EXPENDITURE EXPLANATION**

To the extent that schools choose to implement the full spectrum of behavior modification tools outlined in the proposed legislation, particularly with regards to use of seclusion, schools may incur some additional indeterminate costs. The proposed legislation stipulates that schools utilizing a seclusion room must have a room that meets certain standards. To the extent that a school chooses to utilize seclusion for behavior modification and does not have an appropriate space in existing facilities, renovations or upgrades may be required. The proposed legislation does not require the use of seclusion rooms, it authorizes and stipulates the conditions of usage.

To the extent that local schools or school systems choose to train and certify staff in formalized behavior modification and crisis intervention training related to the use of seclusion and physical restraint, each may incur additional expenses. The proposed legislation does not require formal training. The Department of Education identified two common providers of nationally recognized training programs. One program, Crisis Prevention Intervention (CPI), offers classes to train instructors in nonviolent crisis intervention. The cost of the four-day course is \$1,729 per person if taken at a CPI site (plus travel and per diem for attendees). If the course is provided by CPI locally or at a school district, the cost per person remains \$1,729 per person and adds travel, lodging and food for the trainer. Scheduling a course locally is contingent upon the availability of CPI resources. A second program, Handle with Care, offers classes for 10 to 20 people at a cost of \$2,200 and \$4,400 respectively (\$220 per person) plus travel and per diem. Handle with Care schedules classes throughout the nation on a recurring, rotating basis. There are approximately 1,500 public schools statewide. There is no central repository or database capturing the number of individuals statewide currently trained by school, district or parish.

The Louisiana Department of Education reports no anticipated direct material fiscal impact as a result of the proposed law. The department utilizes an existing database that can be configured with current resources to capture the data required for statistics to be reported under the proposed legislation.

**REVENUE EXPLANATION**

There is no anticipated direct material effect on governmental revenues as a result of this measure.

<u>Senate</u>	<u>Dual Referral Rules</u>	<u>House</u>	<i>Evan Brasseaux</i>
<input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}		<input type="checkbox"/> 6.8(F)1 >= \$500,000 Annual Fiscal Cost {S}	
		<input type="checkbox"/> 6.8(F)2 >= \$100,000 Annual SGF Cost {H&S}	
<input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}		<input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}	<b>Evan Brasseaux</b> <b>Staff Director</b>