

Public Academy of Performing Arts Restraint and Seclusion Policy

This policy governs the use of restraint and seclusion in the Public Academy of Performing Arts (PAPA) in accordance with New Mexico state law (NMSA 22-5-4.12 NMSA 1978) and the rules of the New Mexico Public Education Department (PED) (6.11.2.10(E) NMAC). It applies to all students, including those with disabilities, and is designed to ensure the safety and protection of students and staff while upholding the rights of students.

Restraint or seclusion may only be used under the following conditions:

1. **Imminent Danger of Serious Harm:** The student's behavior presents an imminent danger of serious physical harm to themselves or others.
2. **Insufficient Less Restrictive Interventions:** Less restrictive interventions (e.g., de-escalation strategies and positive behavioral interventions) have been attempted but have not been effective in mitigating the imminent danger.

Documentation and Reporting:

1. **Parent Notification:** Parents or guardians must be notified on the same day of any restraint or seclusion incident, or within 24 hours if notification on the same day is not possible.
2. **Written Documentation:** A written report, including information about the incident, techniques used, and the duration of restraint or seclusion, will be provided to the parent or guardian within a reasonable timeframe.

Review of Incidents:

1. **Multiple Incidents:** If a student is restrained or secluded two or more times within 30 calendar days, a review must take place to assess the strategies used and determine if a functional behavior assessment or additional support is necessary.
2. **IEP Team Involvement:** If applicable, the student's IEP team will meet to review and recommend strategies to avoid future use of restraint or seclusion.
3. **Incident Review:** The school will evaluate whether the personnel involved in the incident were properly trained and whether additional training is needed.

Annual Review and Analysis:

An annual review will be conducted to analyze all restraint and seclusion incidents. This includes:

- Number of incidents
- Type of incident
- Personnel involved
- Need for additional training
- Student demographics

Approved by PAPA Governing Council: February 20, 2025