

**USEAP**  
Least Restrictive Behavioral Interventions (LRBI) Updates

December 5th, 2013  
 Jones Center

1. Proceed with the LRBI framework and take the final product to the Utah State Board of Education (USBE) for consideration as a rule, rather than the current guideline.
  - Current Special Education rule will remain rule and additional considerations of involvement of general education students will be made by USOE Superintendents in conjunction with USBE.
  
2. Update the statewide implementation of the proposed plan for “LRBI: Use of Highly Intrusive Behavioral Interventions” with the following changes/modifications:
  - Clarify the definition of emergency situations providing additional specificity, such as adding the language like “threatening with a weapon or device.”
    - Definition of emergency situation will follow current purposed federal regulations. “In an emergency situation, school staff may need to intervene using a highly intrusive intervention to ensure the safety of students and staff.”

<i>Emergency Situations</i>	<i>Definition</i>
Danger to others	Physical violence/aggression toward others with sufficient force to cause bodily harm
Danger to self	Self-abuse of sufficient force to cause bodily harm

- Continue to include “severe destruction of property” and “threatened abuse toward others, self, or property” with additional clarification as described above.
    - LRBI will follow federal guidance on definition-- physical threat of violence/aggression towards self or others. Also, considered in definition of emergency situations was guidance from several professional organizations that have provided technical assistance on this topic.
3. Continue to use the “Emergency Contact Form” with the following modifications:
    - Require the reporting of highly intrusive interventions in individual LEAs to the USOE at least biannually, and possibly as frequently as quarterly, to allow for external review and LEA/SEA response to the data.
      - The use of highly intrusive interventions will be documented through the IEP process including: functional behavior assessment (FBA), behavior intervention plan (BIP) and parental involvement with signed informed consent.
      - LEAs required to include process for use of highly intrusive interventions, including use of form, in LEA policies and procedures.
      - Monitoring of highly intrusive interventions will be conducted through the Local Human Rights Committee.
    - Track the above data and use these data for critical decision making.
      - Further USOE data submission requirements and mechanisms to do so will be considered by USOE Superintendents with USBE involvement. Additional

recommendations can be made directly to State Special Education Director for consideration of USBE rule.

- Provide technical assistance to LEAs on training all school staff to accurately complete the “Emergency Contact Form.”
  - Upon LEA request, the Utah State Office of Education (USOE) will give technical assistance and provide guidance on the content and critical components of LEA policies governing special education, including the continuum of behavioral supports and procedures found within the LRBI guidelines, as they relate to students with IDEA protections.
- Add to the “Emergency Contact Form” a checklist of other interventions staff tried before using the highly intrusive behavioral intervention.
  - There is a caution with regards to a checklist and staff not processing emergency situations individually. In the definition of an emergency situation staff would not have time to intervene with additional lesser behavioral interventions. Emergency Contact Form will include documentation of behavioral interventions which have been identified to decrease the possibility of future emergency situations.
- Provide the opportunity for multiple incidents and events on item two of the Emergency Contact Form.
  - Items one, two and three allow staff to both process and document the emergency situation. This format follows a functional behavior assessment (FBA) structure giving staff data upon which to base behavioral interventions decisions. The USOE will provide guidance that each emergency situation should be considered as a separate event and documented as such.
- Add to the “Emergency Contact Form” an invitation for the parents to be involved in a review of the incident and how it was handled.
  - See (Draft) Emergency Contact Form included in these materials.
- Change working on “Emergency Contact Form” to “Staff must notify parents as soon as possible (and within 24 hours) of the use of emergency intervention procedures and provide a copy of this form to the parents.”
  - See (draft) Emergency Contact Form included in these materials.
- Consider using phone and written notification of Emergency Procedures, rather than written only.
  - USOE will provide guidance to LEAs on required documentation of parental notification with 24 hours and also encourage LEAs to provide clarification with regards to parental contacts provided in multiple ways.
- Require use of written form to be provided to parent, with a place to document how the information was provided to the parent.
  - See (draft) Emergency Contact Form included in these materials.