

LONG BEACH PUBLIC SCHOOLS
Long Beach, NY

January 14, 2025

Ladies and Gentlemen:

The Long Beach Board of Education is the authorized State agency responsible for setting educational policy in the district. It consists of five trustees, each serving a three-year term. Board members pay school taxes at the regular rate and receive no salary or other financial compensation.

All meetings, except executive sessions, are held before the public. Members of the public may address the Board of Education on any specific agenda item during special time reserved for that purpose prior to Board discussion and action. The public may also address the Board of Education on any matter of concern at a second public session after the Board of Education completes agenda action items. Visitors should not address the Board in public relative to questions or comments regarding specific staff members or specific students. Such concerns should be brought to the attention of appropriate staff or to Board members by telephone, in writing, or by scheduling a personal meeting, as appropriate to the circumstances.

Visitors' comments will be limited to three (3) minutes for each agenda item upon which comment is made. Visitors are precluded from speaking on any agenda item more than once during each meeting.

Sincerely,

Your Board of Education

**BOARD OF EDUCATION
LONG BEACH PUBLIC SCHOOLS
Lindell Elementary School Auditorium
Tuesday, January 14, 2025**

AGENDA

REGULAR MEETING

7:00 PM

- I. Pledge of Allegiance/Call to Order/Opening Remarks – Board President
- II. Report of the Superintendent of Schools
 - ***Student Showcase: Elementary Literacy***
 - ***Presentation: Initial Budget Foundation and Bond Proposals***
- III. Board of Education Comments
- IV. Student Organization Announcements
- V. Questions and Comments from the Public on Tonight's Agenda Only
- VI. Treasurer's Report for November 2024
- VII. Approval of Minutes for Executive Session of December 6, 2024 and Executive Session and Regular Meeting of December 10, 2024
- VIII. Presentations of the Superintendent:
 1. Personnel Matters: Certificated
 2. Personnel Matters: Non-Certificated
 3. Approval to Opt Out of Regionalization Planning Process
 4. Approval of Dual Enrollment Agreement – Suffolk Community College
 5. Approval of Emergency Expenditure
 6. Approval of Deduct Change Order
 7. Approval of Non-Resident Tuition Agreement
 8. Acceptance of Donations
 9. First Reading of Policy #7350 Timeout and Physical Restraint
 10. Adoption of Amended Policy #3230 Public Comment at Board Meetings
 11. Acceptance of Recommendations of CPSE/CSE
 12. Payment of Legal Bills: Legal Services
 13. Approval of Use of Schools Applications
- IX. Board of Education – Additional New/Old Business if any
- X. Questions and Comments from the Public
- XI. Announcements:
 1. Long Beach Classroom Teachers' Association
 2. Administrative, Supervisory and PPS Group
 3. LBSEA -Long Beach Schools Employees' Association – Group C
 4. Parent/Teacher Association
- XII. Adjournment

RESOLUTIONS

BE IT RESOLVED THAT, upon the recommendation of the Superintendent of Schools, the Board of Education approves the following personnel actions.

I. CERTIFICATED PERSONNEL

(a) Resignation for the purposes of Retirement

Name: Dorothy Lopez
Assign./Loc: Elementary Teacher/Lido School
Effective Date: June 30, 2025, close of day

Name: Paula Podber
Assign./Loc: Special Education Teacher/Long Beach High School
Effective Date: June 30, 2025, close of day

Name: Erik Steinmetz
Assign./Loc: Guidance Counselor/Long Beach High School
Effective Date: June 30, 2025, close of day

Name: Felicia Olewnicki
Assign./Loc: Elementary Teacher/Lindell School
Effective Date: June 30, 2025, close of day

Name: Jeffrey Myers
Assign./Loc: Principal/Long Beach High School
Effective Date: July 31, 2025, close of day

(b) Resignation

Name: Erin McGrath
Assign./Loc: Permanent Substitute Teacher/Long Beach High School
Effective Date: January 17, 2025, close of day

(c) Leaves of Absence

Name: Amy Teemer
Assign./Loc: Full Time Teaching Assistant/Long Beach High School
Effective Dates: January 15, 2025 – January 14, 2026 on or about at the district's discretion
Reason: Intermittent FMLA

Name: Maureen O'Driscoll
Assign./Loc: Part Time Teaching Assistant/Lido School
Effective Dates: March 14, 2025 – June 30, 2025, on or about at the district's discretion
Reason: Medical

I. CERTIFICATED PERSONNEL

(c) Leaves of Absence - Continued

Name: Mia Kreiss
Assign./Loc. Part Time Teaching Assistant/Lindell School
Effective Dates: January 27, 2025 – June 30, 2025 on or about at the district's discretion
Reason: Educational

(d) Appointment: Probationary Full Time Teaching Assistant

Name: India Garone
Assign./Loc. Probationary Full Time Teaching Assistant/Lido
Certification: Teaching Assistant-Level I
Effective Date: January 15, 2025
End Date: January 14, 2029
Tenure Date: January 15, 2029
Tenure Area: Teaching Assistant
Grade/Step: Grade IV/Step 1
Salary Classification: \$25,981
Reason: To fill a vacancy
Comment: Resigns from Teacher Aide Position

(e) Appointment: Advisors for LBHS Co-Curricular Activities 2024-2025 School Year

HS Club Activity	Advisor	2024-25	Frequency
American Sign Language Club	Leigh Yazak	\$1,674	Alt. weeks

(f) Appointment: Interscholastic Coaches for the Spring 2025

Spring Sport	Position	Coach	Stipend
Softball	Junior Varsity	Michele Aulenti Rescind Jessica Loyer	\$7,599

(g) Amended Appointment: Moot Court Club Advisors effective 2024-2025 school year-Rate of Pay \$60.86 per hour up to 35 hours.

Caroline Espinet
Dana Monti
Justin Sulsky
Michael Vasikauskas

I. CERTIFICATED PERSONNEL

- (h) Approval of Applications for Participation in Group A Study Programs-Winter 2025-The following staff members have applied for funding for coursework as indicated under the appropriate provision of their contract. Recommend approval of the tuition/fees.

Name	Allocation	Name	Allocation
Christina Graziano	\$945	Marisa Tyd	\$758
Gabriella Febrizio	\$658	Marisa Lorenzo	\$878
Janine Riomas	\$878	Megan Lyons	\$475
Nicole Petrullo	\$580	Kurt Allen	\$945
William Papetti	\$969		

- (i) Approval of Applications for Participation in Group B Study Programs-Winter 2025-The following staff members have applied for funding for coursework as indicated under the appropriate provision of their contract. Recommend approval of the tuition/fees.

Name	Allocation
Rachel Lonergan	\$658
Jeanine Sorensen	\$329

- (j) The following Short Term Substitute Teacher is recommended for approval for the dates below. \$245.84 per day

<u>Name</u>	<u>Dates</u>
Faith Johnson	December 16, 2024 – June 30, 2025

- (k) **Amend:** The following Short Term Substitute Teacher/Social Worker is recommended for approval for the dates below. \$245.84 per day

<u>Name/Position</u>	<u>Dates</u>
Julie Schatt/Social Worker	Effective Dates: September 30, 2024 – February 14, 2025 Original Dates: September 30, 2024 – December 5, 2024
Jacquelyn Riccio/Teacher	Effective Dates: October 22, 2024 – March 10, 2025 Original Dates: October 22, 2024 – December 17, 2024

I. CERTIFICATED PERSONNEL

- (l) The following Per Diem Substitute Teachers is recommended for approval for the 2024-2025 school year. \$150 per day

NAME	CERTIFICATION
Linda Weiss	Permanent N-6 and Special Education
Aydin Kessler	In a program
Judith Biamonte	Permanent N – 6
Jewel Butler	Professional Business and Marketing
Karine Shauli	Professional Visual Arts
Sheeba Jafri	
Theresa Zezula	Permanent N-6
Anargiros Tsempelis	Initial Spanish 5-6, 7-12
Laura Ciquera	Permanent N-6
Ashley Segarra	Initial Visual Arts
Samantha Fasano	Initial Childhood Ed 1-6, Early Childhood Ed B-2
Mackenzie Angst	In a program
Daisy Cook	Initial ENL, ELA 7-12
Frank Caprino	Professional Visual Arts
Mackenzie Collins	Initial Math 7-12
Angela Vacchelli-Schweers	Professional Literacy B-6, Stud w/Disab. 1-6

I. CERTIFICATED PERSONNEL

- (m) The following Per Diem Substitute Teaching Assistant is recommended for approval for the 2024-2025 school year.

NAME	CERTIFICATION	RATE
Michael Gillam	Teaching Assistant Level 1	\$16.50
Linda Farrell	Teaching Assistant Level 1	\$16.50
Mia Kreiss	Teaching Assistant Level 1	\$19.88

- (n) **MEMORANDUM OF AGREEMENT: LONG BEACH PUBLIC SCHOOLS AND THE LONG BEACH TEACHERS' ASSOCIATION**

BE IT RESOLVED, the Board of Education approves the Memorandum of Agreement between the negotiating representatives of the Long Beach Public Schools and the Long Beach School Teachers' Association, dated January 9, 2025.

- (o) **MEMORANDUM OF AGREEMENT: LONG BEACH PUBLIC SCHOOLS AND THE ASPPG**

BE IT RESOLVED, the Board of Education approves the Memorandum of Agreement between the negotiating representatives of the Long Beach Public Schools and the Administrative, Supervisory and Pupil Personnel Group, dated January 7, 2025

- (p) **MEMORANDUM OF AGREEMENT: LONG BEACH PUBLIC SCHOOLS AND THE ASPPG**

BE IT RESOLVED, the Board of Education approves the Memorandum of Agreement between the negotiating representatives of the Long Beach Public Schools and the Administrative, Supervisory and Pupil Personnel Group, dated January 8, 2025.

II. NON-CERTIFICATED PERSONNEL

(a) Amended Resignation for the Purposes of Retirement

Name: Barbara Vahey
Assign./Loc. Data Specialist/Long Beach Middle School
Effective Date: January 3, 2025, close of day

(b) Resignation

Name: Janiyah Wells
Assign./Loc. Teacher Aide/Lido School
Effective Date: December 13, 2024, close of day

Name: Thomas Talenti
Assign./Loc. Part Time Building Aide/Long Beach High School
Effective Date: December 20, 2024, close of day

(c) Recission

Name: Kristen Mahon
Assign./Loc. Part Time Teacher Aide/Long Beach High School

(d) Amended Leaves of Absence

Name: Hannah Clarke
Assign./Loc. Part Time Teacher Aide/Lido School
Effective Date: September 1, 2024 – June 30, 2025 or earlier at the district's discretion
Original Effective Date: September 1, 2024 – December 31, 2024 or earlier at the district's discretion
Reason: Educational

II. NON-CERTIFICATED PERSONNEL

(e) Appointment: District Clerk/Secretary to the Superintendent

Name: Susannah Familetti
Assign./Loc. District Clerk/Secretary to the Superintendent/Admin
Effective Date: January 21, 2025
Salary Classification: \$74,605 per annum, prorated
Reason: To fill a vacancy
Comment: Takes a leave from her Sr. Personnel Clerk Position

(f) Appointment: Provisional Senior Personnel Clerk

Name: Melissa Frank
Assign./Loc. Provisional Senior Personnel Clerk/Admin
Effective Date: January 15, 2025
Salary Classification: \$57,577 per annum, prorated
Grade/Step: Grade VI/Step 9
Reason: To fill a vacancy
Comment: Takes a leave from her Senior Data Specialist Position

(g) Appointment: Provisional Data Specialist

Name: Andrea Henry
Assign./Loc. Provisional Data Specialist (10 months)/LBMS
Effective Date: January 15, 2025
Salary Classification: \$33,979 per annum, prorated
Grade/Step: Grade II/Step 5
Reason: To fill a vacancy

(h) Appointment: Full Time Teacher Aide

Name: Amy Goren
Assign./Loc. Full Time Teacher Aide/West School
Effective Dates: January 15, 2025
Salary Classification: \$38,976
Grade/Step: Grade III/Step 19
Reason: To Fill a Vacancy
Comment: Takes a leave from her Part Time Teaching Assistant Position

II. NON-CERTIFICATED PERSONNEL

(i) Appointment: Part Time Lunch Aide

Name: Linda Yakita
 Assign./Loc: Part Time Lunch Aide/East School
 Effective Dates: January 6, 2025
 Salary Classification: \$17.84 per hour
 Grade/Step: Grade1/Step 1
 Reason: To Fill a Vacancy
 Comment: In addition to her Bus Aide position

(j) Appointment: Part Time Bus Aide (18.75 hr.)

Name: Caren Riskin
 Assign./Loc: Part Time Bus Aide/Transportation
 Effective Dates: September 4, 2024
 Salary Classification: \$18.68 per hour
 Grade/Step: Grade1/Step 2
 Reason: To Fill a district need
 Comment: In addition to her Food Service position

(k) Appointment: Part Time Food Service Worker (17.5 hr.)

Name: Tyeshah Carr
 Assign./Loc: Part Time Food Service Worker/LBMS
 Effective Dates: January 15, 2025
 Salary Classification: \$17.84 per hour
 Grade/Step: Grade1/Step 6
 Reason: To meet a district need

(l) Appointment Part Time Teacher Aides 17.5 hours per week for School Year 2024-2025 (or earlier at the district's discretion). Rate according to contract

Name	Step	Rate	Location	Start Date	Comment
Jessica Schweers	1	\$17.84	Lido	1/15/25	Resigns as per diem

(m) Appointment Part Time Building Aides 19 hours per week for School Year 2024-2025 (or earlier at the district's discretion). Rate according to contract

Name	Step	Rate	Location	Start Date
Shardajha Easton-Meritt	1	\$17.84	LBHS	1/15/25
Alfred Ford	1	\$17.84	LBHS	1/15/25

II. NON-CERTIFICATED PERSONNEL

- (n) **Appointment: The following Short Term Substitute Clericals are recommended for approval for the dates below:**

<u>Name</u>	<u>Position</u>	<u>Dates</u>	<u>Rate</u>
Rosa Anna Knag	Clerical	January 7, 2025 – January 31, 2025	\$55.01/hr.
Barbara Vahey	Clerical	January 7, 2025 – January 14, 2025	\$44.13/hr.

- (o) **The following Per Diem Substitute is recommended for approval for the 2024-2025 school year.**

<u>Name</u>	<u>Position</u>	<u>Rate</u>
Christina Schimenti	Nurse	\$180/day
Fiona Emiri	Teacher Aide	\$16.50/hr.

(p) Completion of Probationary Appointments

The staff members listed below have completed their probationary appointments and have received a satisfactory evaluation and are hereby recommended for permanent appointment.

Name: Kevin Brand
Assign./Loc.: General Mechanic/Districtwide
Effective Date: January 18, 2025

Name: Barbara Simon
Assign./Loc.: 30 Hr. Driver/Transportation
Effective Date: January 18, 2025

3. APPROVAL TO OPT OUT OF REGIONALIZATION PLANNING PROCESS

WHEREAS, at its December, 2024 meeting, the Board of Regents adopted the emergency regulations related to Regionalization Plans (Subpart 124-2) as final; and

WHEREAS, a new § 124-2.8 was added which provides, in part, that a "school district may elect not to participate in the development of a regionalization plan."

BE IT RESOLVED, that pursuant to Regulations of the Commissioner of Education § 124-2.8, and upon the recommendation of the Superintendent of Schools, the District elects not to participate in the development of a regionalization plan; and

BE IT FURTHER RESOLVED, that the Superintendent is directed to submit written notice to the New York State Department of Education by January 15, 2025.

4. APPROVAL OF DUAL ENROLLMENT AGREEMENT WITH SUFFOLK COMMUNITY COLLEGE

RESOLVED, the Board of Education hereby approves the Beacon Program Concurrent Enrollment Participation Agreement Between Suffolk County Community College and Long Beach School District and authorizes the Superintendent of Schools to execute it on behalf of the District.

5. APPROVAL OF EMERGENCY EXPENDITURE

WHEREAS, on November 29, 2024 leaks in steam pipes associated with the District's Middle School heating system were discovered, which leaks required emergency repairs and the shutting down of portions of the system; and

WHEREAS, the District needed, on an emergency basis, to have emergency plumbing services to remedy the above referenced condition and Seaford Avenue Plumbing Corp was engaged to provide the services; and

WHEREAS, in accordance with General Municipal Law Section 103(4), the ability to obtain services as referred to above in a timely manner was essential to protect the life, health and safety of District students, staff and others present in the affected District buildings and constitutes such immediate action which could not await competitive bidding or competitive offering; and

NOW, THEREFORE, BE IT RESOLVED, that upon the recommendation of the Superintendent of Schools, the Board of Education of the Long Beach City School District hereby declares the timely and immediate procurement of plumbing services at the Long Beach Middle School as referred to above to be essential to protect the life, health and safety of District students, staff and residents and to constitute action which could not await competitive bidding or competitive offering, pursuant to General Municipal Law Section 103(4); and hereby authorizes the engagement of Seaford Avenue Plumbing Corp as referred to above for a sum of \$39,734.72 without competitive bidding or competitive offering.

6. APPROVAL OF DEDUCT CHANGE ORDER

WHEREAS, on July 25, 2023, Long Beach City School District awarded a contract to Polaris Electrical Construction in the amount of \$553,979.00 (SED Project No. 28-03-00-01-0-001-044) (hereinafter, the "Contract"); and

WHEREAS, the School District's Architect, John A. Grillo Architect, P.C., recommends modification to the Contract, deducting \$20,204.00 from the cost of the Contract, as indicated in Change Order E-1.

NOW THEREFORE BE IT RESOLVED that upon the recommendation of the Superintendent of Schools, the Board of Education hereby approves Change Order E-1, deducting \$20,204.00 from the cost of the Contract.

NOW THEREFORE BE IT FURTHER RESOLVED that the Board of Education hereby authorizes the President of the Board of Education to execute Change Order E-1 on behalf of the Board of Education.

7. APPROVAL OF NON-RESIDENT TUITION AGREEMENT

BE IT RESOLVED, that upon the recommendation of the Superintendent of Schools, the Board of Education approves a non-resident tuition Agreement for an out-of-district family for the period of January 27, 2025 through June 30, 2025.

8. ACCEPTANCE OF DONATIONS

BE IT RESOLVED, that upon the recommendation of the Superintendent of Schools, the Board of Education accepts a donation of \$200 from Thomas Kennedy of CenterPoint Church for the High School Robotics Club; a donation of \$500 from Zack Farrish of the Rainbow Research Corporation for the High School Robotics club; and a \$5000 from Nat Alcamo for the High School Robotics Club.

9. FIRST READING OF POLICY #7350 TIMEOUT AND PHYSICAL RESTRAINT

10. ADOPTION OF AMENDED POLICY #3230 PUBLIC COMMENT AT BOARD MEETINGS

BE IT RESOLVED, that the Board of Education hereby adopts amended Policy #3230 Public Comment at Board Meetings.

11. ACCEPTANCE OF RECOMMENDATIONS FROM THE COMMITTEE ON PRE-SCHOOL SPECIAL EDUCATION AND COMMITTEE ON SPECIAL EDUCATION

12. PAYMENT OF LEGAL BILLS: LEGAL SERVICES

A) VOLZ & VIGLIOTTA, PLLC

BE IT RESOLVED, that upon the recommendation of the Superintendent of Schools, the Board of Education authorizes expenditures in the amount of \$5,000.00 to Volz & Vigliotta for the monthly retainer for general counsel legal services for the period of February 1, 2025 through February 28, 2025; and \$3,583.33 for the monthly retainer for labor counsel legal services for the period February 1, 2025 through February 28, 2025.

13. APPROVAL OF USE OF SCHOOLS APPLICATIONS

BE IT RESOLVED, that upon the recommendation of the Superintendent of Schools, the Board of Education approves the use of schools as attached, not to conflict with District events. However, please note that events may have to be modified and/or rescheduled based on building schedule.

APPLICATIONS FOR USE OF SCHOOLS

<u>Organization</u>	<u>Purpose</u>	<u>Facility Requested</u>	<u>Dates Requested</u>
Island Beach Girl Scouts	Girl Scout Spring Fling	High School Cafeteria	Friday April 4, 2025 4:30pm – 9:30pm

Board of Education
Long Beach Public Schools

January 14, 2024

Long Beach Football Club, Inc.	Soccer Practice/Training	Middle School Gymnasium	Wed., Thurs. January 22- February 27, 2025 6:30pm – 9:30pm
Long Beach Lacrosse Club, Inc.	Lacrosse Club Winter Training	Middle School Gymnasium	Tuesdays January 14 – February 25, 2025 7:00pm – 9:00pm
Beach Basketball	Basketball practice	East Elementary School Gym	Wednesdays January 15 – June 25, 2025 8:00pm – 10:00pm

Students

SUBJECT: TIMEOUT AND PHYSICAL RESTRAINT**Overview**

The District prohibits the use of corporal punishment, aversive interventions, and seclusion. The District authorizes the limited use of timeout and physical restraint in schools to address student behaviors subject to conditions in law, regulation, and this policy.

Definitions

For purposes of this policy, the following definitions apply:

- a) "Aversive intervention" means an intervention that is intended to induce pain or discomfort for the purpose of eliminating or reducing student behavior, including interventions such as:
 - 1. Contingent application of noxious, painful, intrusive stimuli or activities;
 - 2. Strangling, shoving, deep muscle squeezes, or other similar stimuli;
 - 3. Any form of noxious, painful, or intrusive spray, inhalant, or tastes;
 - 4. Contingent food programs that include the denial or delay of the provision of meals or intentionally altering staple food or drink in order to make it distasteful;
 - 5. Movement limitation used as a punishment, including, but not limited to, helmets and mechanical restraints; or
 - 6. Other stimuli or actions similar to the interventions described in this definition.

Aversive intervention does not include interventions such as: voice control, limited to loud, firm commands; time-limited ignoring of a specific behavior; token fines as part of a token economy system; brief physical prompts to interrupt or prevent a specific behavior; interventions medically necessary for the treatment or protection of the student; or other similar interventions.

- b) "Corporal punishment" means any act of physical force upon a student for the purpose of punishing that student. The term does not include the use of physical restraints to protect the student, another student, teacher, or any other person from physical injury when alternative procedures and methods not involving the use physical restraint cannot reasonably be employed to achieve these purposes.
- c) "De-escalation" means the use of a behavior management technique that helps a student increase control over their emotions and behavior and results in a reduction of a present or potential level of danger to the student or others.

(Continued)

Students

SUBJECT: TIMEOUT AND PHYSICAL RESTRAINT (Cont'd.)

- d) "Mechanical restraint" means the use of any device or equipment to restrict a student's freedom of movement. Mechanical restraint does not include devices implemented by trained school personnel, or utilized by a student, that have been prescribed by an appropriate medical or related services professional and are used for the specific and approved purposes for which such devices were designed, such as:
1. Adaptive devices or mechanical supports used to achieve proper body position, balance, or alignment to allow greater freedom of mobility than would be possible without the use of such devices or mechanical supports;
 2. Vehicle safety restraints when used as intended during the transport of a student in a moving vehicle;
 3. Restraints for medical immobilization; or
 4. Orthopedically prescribed devices that permit a student to participate in activities without risk of harm.
- e) "Multi-tiered system of supports" means a proactive and preventative framework that utilizes data to inform instruction and the allocation of services to maximize achievement for all students and support students' social, emotional, and behavioral needs from a culturally responsive and strength-based perspective.
- f) "Physical escort" means a temporary touching or holding of the hand, wrist, arm, shoulder, or back for the purpose of inducing a student who is acting out to walk to a safe location.
- g) "Physical restraint" means a personal restriction that immobilizes or reduces the ability of a student to move their arms, legs, body, or head freely. Physical restraint does not include a physical escort or brief physical contact and/or redirection to promote student safety, calm or comfort a student, prompt or guide a student when teaching a skill or assisting a student in completing a task, or for other similar purposes.
- h) "Prone restraint" means physical or mechanical restraint while the student is in the face down position.
- i) "Seclusion" means the involuntary confinement of a student alone in a room or space that they are physically prevented from leaving or they may perceive that they cannot leave at will. Seclusion does not include timeout.

(Continued)

Students

SUBJECT: TIMEOUT AND PHYSICAL RESTRAINT (Cont'd.)

- j) "Timeout" means a behavior management technique that involves the monitored separation of a student in a non-locked setting and is implemented for the purpose of de-escalating, regaining control, and preparing the student to meet expectations to return to their education program. Timeout does not include:
1. A student-initiated or student-requested break to utilize coping skills, sensory input, or self-regulation strategies;
 2. Use of a room or space containing coping tools or activities to assist a student to calm and self-regulate, or the use of such intervention strategies consistent with a student with a disability's behavioral intervention plan;
 3. A teacher removal, in-school suspension, or any other appropriate disciplinary action.

Prohibition of the Use of Corporal Punishment, Aversive Interventions, and Seclusion

No teacher, administrator, officer, employee, or agent of the District will use the following against a student:

- a) Corporal punishment;
- b) Aversive interventions; or
- c) Seclusion.

Agent includes, but is not limited to, school resource officers, except when a student is under arrest and handcuffs are necessary for the safety of the student and others.

Authorized Limited Use of Timeout and Physical Restraint

Positive, proactive, evidence-based, and research-based strategies through a multi-tiered system of supports will be used to reduce the occurrence of challenging behaviors, eliminate the need for the use of timeout and physical restraint, and improve school climate and the safety of all students.

Timeout and physical restraint may be used only when:

- a) Other less restrictive and intrusive interventions and de-escalation techniques would not prevent imminent danger of serious physical harm to the student or others;
- b) There is no known medical contraindication to its use on the student; and
- c) Staff using the interventions have been trained in its safe and appropriate application.

(Continued)

Students

SUBJECT: TIMEOUT AND PHYSICAL RESTRAINT (Cont'd.)

Timeout and physical restraints will not be used as discipline or punishment, retaliation, or as a substitute for positive, proactive intervention strategies that are designed to change, replace, modify, or eliminate a targeted behavior.

Timeout

The following rules apply to the use of timeout in the District:

- a) Timeout will only be used in the following situations:
 1. A situation that poses an immediate concern for the physical safety of the student or others; or
 2. In conjunction with a behavioral intervention plan that is designed to teach and reinforce alternative appropriate behaviors.
- b) A room or physical space used for timeout may be located either within or outside of a classroom. The room or physical space will:
 1. Be unlocked, and any door must be able to be opened from the inside. The use of locked rooms or physical spaces is prohibited.
 2. Provide a means for continuous visual and auditory monitoring of the student. The use of a room where the student cannot be continuously observed and supervised is prohibited.
 3. Be of adequate width, length, and height to allow the student to move about and recline comfortably.
 4. Be clean and free of objects and fixtures that could be potentially dangerous to a student.
 5. Meet all local fire and safety codes.
 6. Have wall and floor coverings that, to the extent practicable, are designed to prevent injury to the student.
 7. Have adequate lighting and ventilation.
 8. Have a temperature that is within the normal comfort range and consistent with the rest of the building.

(Continued)

Students

SUBJECT: TIMEOUT AND PHYSICAL RESTRAINT (Cont'd.)

- c) When a student is in a timeout room or space, staff will continuously monitor the student.
- d) Any staff functioning as timeout monitors will be trained in accordance with law and regulation.
- e) Staff will return the student to their educational program as soon as the student has safely deescalated, regained control, and is prepared to meet expectations.

Factors which may precipitate the use of timeout include:

- a) Factors that may lead up to a student requiring the use of time out will depend on the particular student. Generally, this includes when a student needs to deescalate, regain control and prepare to meet expectations to return to his or her educational program. A student may be unable to control his/her actions, overwhelmed, overstimulated, exhibiting violent actions or posing a danger to self or others

The use of timeout will adhere to the following developmentally appropriate time limitations:

- a) A student should remain in the designated time-out setting only for the time necessary for the student to compose himself/herself sufficiently to return to the classroom with minimal risk that the behavior will quickly reoccur, in the opinion of school staff monitoring the intervention. This is based on individual needs and a student's Behavior Intervention Plan, if appropriate.
- b) School staff shall not keep a student in the designated time-out setting for more than **15** minutes. If the student continues to present dangerous behaviors after this period of time, the placement in that setting may be continued only with ~~written~~ authorization of the building Principal or member of the building Crisis Team. In that event, the student's parent/guardian should also be called for the purpose of discussing next steps, which may include taking the student home for the remainder of that school day.
- c) If at any point during the student's stay in the designated time-out setting, the building Principal or his/her designee believes that the student cannot be maintained safely even in that setting, the building Principal/Crisis Team member shall call the student's parent/guardian to discuss next steps.

(Continued)

Students

SUBJECT: TIMEOUT AND PHYSICAL RESTRAINT (Cont'd.)

The following additional rules apply to the use of timeout in conjunction with a behavioral intervention plan:

- a) The District will ensure that timeout is used consistent with the rules for the use of timeout listed above.
- b) The student's individualized education program (IEP) will specify when a behavioral intervention plan includes the use of timeout, including the maximum amount of time a student will need to be in timeout as a behavioral consequence as determined on an individual basis in consideration of the student's age and individual needs.
- c) Prior to the initiation of a behavioral intervention plan that will incorporate the use of timeout, the District will inform the student's parents or persons in parental relation and give them the opportunity to see the room or physical space that will be used.
- d) Prior to the initiation of a behavioral intervention plan that will incorporate the use of timeout, the District will give the student's parents or persons in parental relation a copy of this policy.

Physical Restraint

Physical restraint will only be used in a situation in which immediate intervention involving the use of reasonable physical force is necessary to prevent imminent danger of serious physical harm to the student or others.

The following rules apply to the use of physical restraint in the District:

- a) The type of physical restraint used will be the least restrictive technique necessary and be discontinued as soon as the imminent danger of serious physical harm has resolved.
- b) Physical restraint will never be used in a manner that restricts the student's ability to breathe or communicate or harms the student.
- c) The use of prone restraint is prohibited.
- d) Physical restraint will not be used as a planned intervention on a student's individualized education program, Section 504 accommodation plan, behavioral intervention plan, or other plan developed for a student by the District.

(Continued)

Students

SUBJECT: TIMEOUT AND PHYSICAL RESTRAINT (Cont'd.)

- e) Physical restraint will not be used to prevent property damage except in situations where there is imminent danger of serious physical harm to the student or others and the student has not responded to positive, proactive intervention strategies.
- f) Physical restraints will be administered only by staff who have received the legally required training.
- g) Following a physical restraint, if an injury has been sustained or believed to have been sustained, the school nurse or other medical personnel (i.e., physician, physician assistant, or a nurse practitioner) will evaluate the student to determine and document if any injuries were sustained during the incident.

Factors which may precipitate the use of physical restraint include:

- a) Physical restraint may be used during elopement or in a situation in which immediate intervention involving the use of reasonable physical force is necessary to prevent imminent danger of serious physical harm to the student or others and the student has not responded to positive, proactive intervention strategies.

The use of physical restraint will adhere to the following developmentally appropriate time limitations:

- a) Based on the individual needs and situation, no more than **15** minutes. If, after fifteen minutes the use of physical restraints is still necessary, the parent and/or emergency personnel will be called.

A student's IEP shall specify when a behavior Intervention Plan includes the use of timeout for a student with a disability, including the maximum amount of time a student will need to be in timeout as a behavioral intervention as determined on an individual basis in consideration of the student's age and individual needs.

(Continued)

Students

SUBJECT: TIMEOUT AND PHYSICAL RESTRAINT (Cont'd.)**Notification Following the Use of Timeout, Physical Restraint, and/or Mechanical Restraint**

Parent(s) or person(s) in parental relation to the student will be notified on the same day when timeout, physical restraint, and/or mechanical restraint is used, including timeout used in conjunction with a student's behavioral intervention plan. When the student's parent or person in parental relation cannot be contacted, after reasonable attempts are made, the building principal or administrator will record the attempts. For students with disabilities, the building principal or administrator will report the attempts to the student's committee on preschool special education or committee on special education. The notification will offer the parent or person in parental relation the opportunity to meet regarding the incident.

Additionally, the District will provide the parent or person in parental relation with:

- a) A copy of this policy; and
- b) A copy of the documentation of the incident within three school days of the use of timeout and/or physical restraint.

Debriefing

As soon as practicable, after every incident in which timeout and/or a physical restraint is used on a student, a building administrator or designee will:

- a) Meet with the staff who participated in the use of timeout and/or physical restraint to discuss:
 1. The circumstances leading to the use of timeout and/or physical restraint;
 2. The positive, proactive intervention strategies that were utilized prior to the use of timeout and/or physical restraint; and
 3. Planning for the prevention and reduction of the future need for timeout and/or physical restraint with the student including, if applicable, whether a referral should be made for special education programs and/or other support services or, for a student with a disability, whether a referral for review of the student's individualized education program and/or behavioral intervention plan is needed; and
- b) Direct a school staff member to debrief the incident with the student in a manner appropriate to the student's age and developmental ability and to discuss the behavior(s), if any, that precipitated the use of timeout and/or physical restraint.

(Continued)

Students

SUBJECT: TIMEOUT AND PHYSICAL RESTRAINT (Cont'd.)**Training**

All staff will receive annual training on the District's policies and procedures related to the use of timeout and physical restraint; evidence-based positive, proactive strategies; crisis intervention and prevention procedures and de-escalation techniques. Additionally, any staff who may be called upon to implement timeout or physical restraint, will receive annual, evidence-based training in safe and effective developmentally appropriate timeout and physical restraint procedures.

Notification

This policy will be made publicly available for review at the District's administrative offices and each school building. It will also be posted on the District's website.

Reporting

The District will submit an annual report on the use of physical restraint and timeout and substantiated and unsubstantiated allegations of use of corporal punishment, mechanical restraint, and other aversive interventions, prone physical restraint, and seclusion to the New York State Education Department, on a form and at a time prescribed by the Commissioner of Education in accordance with law and regulation. Additionally, the District will report this data for students for whom they are the district of residence and who are otherwise not reported.

Recordkeeping

The District will maintain documentation on the use of timeout and/or physical restraint, including timeout used in conjunction with a student's behavioral intervention plan, for each student. This documentation will include:

- a) The name and date of birth of the student;
- b) The setting and location of the incident;
- c) The name of the staff who participated in the implementation, monitoring, and supervision of the use of timeout and/or physical restraint and any other persons involved;
- d) A description of the incident including duration, and, for physical restraint, the type of restraint used;
- e) Whether the student has an individualized education program, Section 504 accommodation plan, behavioral intervention plan, or other plan developed for the student by the District;

(Continued)

Students

SUBJECT: TIMEOUT AND PHYSICAL RESTRAINT (Cont'd.)

- f) A list of all positive, proactive intervention strategies utilized prior to the use of timeout and/or physical restraint and, for students with disabilities, whether those strategies were consistent with a student's behavioral intervention plan, if applicable;
- g) The details of any injuries sustained by the student or staff during the incident and whether the student was evaluated by the school nurse or other medical personnel;
- h) The date and method of notification to the parent or person in parental relation and whether a meeting was held; and
- i) The date of the debriefing held.

Documentation of the incident will be reviewed by supervisory personnel and, as necessary, the school nurse or other medical personnel.

Documentation of each incident will be maintained by the school and made available for review by the New York State Education Department upon request.

A record should be created for each instance of physical restraint or timeout, and for allegations concerning prohibited intervention types. Multiple event records during a day for a student would be created only:

- a) If a new situation occurs involving the student after the prior event had de-escalated and student had returned to the learning environment; or
- b) When a new restraint or intervention response type is employed during the event. For example, during an event, a staff person employed a physical restraint on a student, and the situation escalated to the point where a timeout was used. The addition of the timeout would constitute an additional event record beginning with that application.

The District will use this data collection to monitor patterns of use of timeout and physical restraint.

Review

The building administrator or designee will regularly review documentation on the use of timeout and physical restraint to ensure compliance with the District's policy and procedures. When there are multiple incidents within the same classroom or involving the same staff, the building administrator or designee shall take appropriate steps to address the frequency and pattern of use of timeout or physical restraint.

8 NYCRR Sections 19.5, 100.2(1)(3), and 200.22

First Reading: January 14, 2025

Community Relations

SUBJECT: PUBLIC COMMENT AT BOARD MEETINGS

The Board of Education recognizes the importance of community input. Public input or comment is limited to two opportunities:

1. Agenda items after Board comments at the beginning of the meeting; and
2. Non-agenda items (new/old business) at the end of the meeting.

To respect everyone's time and engage all who wish to address the board:

- The Board recognizes that the Board President is the chair of the meeting and therefore is responsible for the agenda, pace, and control of meetings. Individual board members will only address the public at the direction of or with permission of the Board President. The Board will avoid defensive argument during public input sessions.
- Speakers will wait until they are recognized by the President before speaking.
- Speakers will stand at the podium and state name and address prior to speaking.
- All comments should be kept as brief as possible and relate to district matters.
- All comments and questions will be addressed directly to the Board President.
- Members of the public are encouraged to present written comments regarding matters involving the business of the School District and its programs and should submit such writings to the District Clerk for distribution to Board members and the Superintendent.
- Persons wishing to address the Board during Public Comment shall advise the District Clerk during the Board Meeting. The request shall be made in writing on a form provided by the district and shall include the name of the speaker, their address, name of organization represented (if any), and a brief description of the topic/question to be addressed. A total of three (3) minutes per agenda item will be allotted to each individual speaker to address items on the business meeting agenda and three minutes to speak under new/old business. An individual may speak only once on a specific topic. Any group or organization wishing to address the Board must identify a single spokesperson.

Community Relations

SUBJECT: PUBLIC COMMENT AT BOARD MEETINGS – continued

- Debate between members of the audience and/or Board members is inappropriate and will not be permitted.

- Any individual displaying behavior deemed rude, disrespectful, disruptive and/or abusive will not be tolerated and will be asked to discontinue comments and sit down. Should the individual refuse, the Board may elect to recess.

- Only residents/taxpayers of the school district* have the right to speak unless the Board decides otherwise.

No person will be allowed to speak regarding the following:

1. Discussion or comments regarding specific personnel, negotiations, litigation or other topics more appropriately discussed in executive session may be restricted at the discretion of the President:
 - An issue in a pending lawsuit, complaint, or investigation filed with an outside agency, wherein the District, employee(s) or the Board is a party;
 - A pending grievance;
 - A pending employee complaint filed with the District or an outside agency;
 - A complaint against individual employee(s);
 - An employee disciplinary action including suspension or termination;
 - A pending pupil disciplinary action including suspension or appeal that may reach the Board.

2. The Board will not act on complaints that have not been explored at the appropriate level. (See 3230-R.)

Individual Board members will refer persons making complaints to the Superintendent or the appropriate administrator. Board members will refrain from expressing any judgment until such complaint is submitted to the entire Board.

Community Relations

SUBJECT: PUBLIC COMMENT AT BOARD MEETINGS – continued

The individual dignity of Board members, District employees, students, and members of the public must be respected by all speakers. Board members, employees, students and members of the public will not be subjected to verbal abuse.

** “residents of the school district” is to include parents of “out of district” students who attend the Long Beach Public School District.*

First Reading: March 9, 2010

Second Reading: March 23, 2010

Approval: June 22, 2010

First Reading of Amended: November 12, 2024

Second Reading of Amended: December 10, 2024

Adoption of Amended: January 14, 2025