

February 4, 2015

The Honorable Connie O'Brien, Chairperson  
House Committee on Children and Seniors  
Statehouse, Room 187-N  
Topeka, Kansas 66612

Dear Representative O'Brien:

**SUBJECT:** Fiscal Note for HB 2170 by House Committee on Children and Seniors

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2170 is respectfully submitted to your committee.

HB 2170 would create the Freedom from Unsafe Restraint and Seclusion Act. The bill would provide that no child with a disability could be subjected to unreasonable, unsafe, or unwarranted use of physical restraint or seclusion rooms. The bill would provide detailed instances where a child with a disability could be placed in a seclusion room or physically restrained. School districts would be required to document the use of a seclusion room or physical restraint no later than the school day following the occurrence. A completed copy of the documentation would be provided to the parent or legal guardian of the child.

In addition, each district would be required to submit information and data on the use and seclusion and restraint of students to the Kansas Department of Education. The Department would be required to compile the reports and provide the results to the public, the Governor, and the Legislature by January 20, 2016, and annually thereafter. The Department would be required to develop rules and regulations necessary to implement the bill.

According to the Kansas Department of Education, the agency currently is in the process of implementing the physical restraint and seclusion room policies outlined in the bill and would require no additional expenditures to implement the bill.

Sincerely,



Shawn Sullivan,  
Director of the Budget

cc: Dale Dennis, Education