

Monroe 2-Orleans BOCES Policy
Series 6000 – Students
Policy #6211 – CORPORAL PUNISHMENT

Corporal punishment as a means of discipline shall not be used against a student by any teacher, administrator, officer, employee or agent of BOCES.

However, if alternative procedures and methods which would not involve physical force do not work, then the use of reasonable physical force is not prohibited for the following reasons:

- a) To protect oneself from physical injury;
- b) To protect another student or staff member from physical injury;
- c) To protect the property of the BOCES, school, or of others; or
- d) To restrain or remove a student whose behavior is interfering with the orderly exercise and performance of school district functions, powers or duties, if that student has refused to comply with a request to refrain from further disruptive acts; provided that alternative procedures and methods not involving the use of physical force cannot reasonably be employed to achieve the purposes set forth above.

Whenever a BOCES employee uses physical force against a student, the BOCES employee shall, within the same school day, make direct contact with the immediate supervisor and make an immediate written report to his/her supervisor describing in detail the circumstances and the nature of the action taken.

The District Superintendent shall submit a written semi-annual report to the Commissioner of Education, with copies to the Board by January 15 and July 15 of each year, setting forth the substance of each written complaint about the use of corporal punishment received by school authorities during the reporting period, the results of each investigation, and the action, if any, taken by the school authorities in each case. The BOCES acknowledges use of an emergency intervention system as a means to prevent disruptive and/or threatening behavior. The use of emergency interventions is not and will not be used as a form of discipline or corporal punishment. Appropriate use will be further defined and specified in administrative regulations.

Education Law Sections 3028 and 3811

Penal Law Section 35.10

Rules of the Board of Regents Section 19.5

8 New York Code of Rules and Regulations (NYCRR) Section 100.2(1)(3)

Adopted: 7/13/1999

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