

Board Policy

Corporal Punishment/ Physical Restraint

Corporal punishment shall not be used against a student by any officer, employee, or agent of Eastern Suffolk BOCES.

The use of reasonable physical force is allowed under the following conditions:

1. to protect oneself from physical injury;
2. to protect another student or teacher or any other person from physical injury;
3. to protect the property of ESBOCES or of others; and
4. to remove a student whose behavior is interfering with the orderly exercise and performance of school functions, powers or duties, if that student has refused to comply with a request to leave the area or refrain from further disruptive behavior.

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

The District Superintendent, Chief Operating Officer, or designee shall submit a written semi-annual report to the NYS 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.

References:

- [NYS Education Law §3811](#)
- [NYS Education Law §3028](#)
- [NYS Penal Law §35.10](#)
- Rules of the Board of Regents
- Commissioner's Regulations §100.2(1)(3)