

FTA Counter Proposal January 31, 2017

ARTICLE 58 – TEACHER AUTHORITY

Modify Article 58 – Teacher Authority as follows:

A bargaining unit member may exercise the appropriate physical control, **including physical restraint or physical removal of students**, necessary to maintain order, protect property, protect the health and safety of the students or to maintain conditions proper and appropriate to learning. **A bargaining unit member may suspend a student from his/her class for the day and for the day following for any act which would serve as a basis for suspension and/or expulsion under Education Code section 48900 as set forth in Education Code section 48910.** **A student who has been physically restrained or removed from the classroom shall not return to any classroom for the remainder of the day; and student shall automatically receive social/emotional supports and services.** This shall not be so construed as to permit corporal punishment or to be in conflict with or extend Sections 49000 and 44807 of the California Education Code.