

S 1858

Keeping All Students Safe Act

Congress: 117 (2021–2023, Ended)

Chamber: Senate

Policy Area: Education

Introduced: May 26, 2021

Current Status: Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

Latest Action: Read twice and referred to the Committee on Health, Education, Labor, and Pensions. (May 26, 2021)

Official Text: <https://www.congress.gov/bill/117th-congress/senate-bill/1858>

Sponsor

Name: Sen. Murphy, Christopher [D-CT]

Party: Democratic • **State:** CT • **Chamber:** Senate

Cosponsors (19 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Baldwin, Tammy [D-WI]	D · WI		May 26, 2021
Sen. Blumenthal, Richard [D-CT]	D · CT		May 26, 2021
Sen. Brown, Sherrod [D-OH]	D · OH		May 26, 2021
Sen. Casey, Robert P., Jr. [D-PA]	D · PA		May 26, 2021
Sen. Duckworth, Tammy [D-IL]	D · IL		May 26, 2021
Sen. Durbin, Richard J. [D-IL]	D · IL		May 26, 2021
Sen. Kaine, Tim [D-VA]	D · VA		May 26, 2021
Sen. Murray, Patty [D-WA]	D · WA		May 26, 2021
Sen. Sanders, Bernard [I-VT]	I · VT		May 26, 2021
Sen. Van Hollen, Chris [D-MD]	D · MD		May 26, 2021
Sen. Warren, Elizabeth [D-MA]	D · MA		May 26, 2021
Sen. Wyden, Ron [D-OR]	D · OR		May 26, 2021
Sen. Gillibrand, Kirsten E. [D-NY]	D · NY		May 27, 2021
Sen. Feinstein, Dianne [D-CA]	D · CA		Jul 14, 2021
Sen. Markey, Edward J. [D-MA]	D · MA		Nov 15, 2021
Sen. Lujan, Ben Ray [D-NM]	D · NM		Dec 7, 2021
Sen. Hassan, Margaret Wood [D-NH]	D · NH		Feb 1, 2022
Sen. Merkley, Jeff [D-OR]	D · OR		Apr 5, 2022
Sen. Leahy, Patrick J. [D-VT]	D · VT		Jul 11, 2022

Committee Activity

Committee	Chamber	Activity	Date
Health, Education, Labor, and Pensions Committee	Senate	Referred To	May 26, 2021

Subjects & Policy Tags

Policy Area:

Education

Related Bills

Bill	Relationship	Last Action
117 HR 3474	Identical bill	May 25, 2021: Referred to the Committee on Education and Labor, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

Summary (as of May 26, 2021)

Keeping All Students Safe Act

This bill prohibits the use of seclusion and limits the use of physical restraint in schools and Head Start programs that receive federal funding.

Specifically, the bill prohibits the use of seclusion, which is the involuntary confinement of a student alone in a room or area from which the student is physically prevented from leaving. The term does not include a time out, which may involve separating the student from others in a non-locked setting.

The bill prohibits the use of mechanical or chemical restraints or physical restraints that restrict breathing or are life threatening.

The bill outlines the requirements for the use of physical restraint, including that the student's behavior must pose an imminent danger of serious physical injury to the student or other individual. Each state must ensure that a sufficient number of program personnel are trained and certified by a state-approved crisis intervention training program. Additionally, each program must establish procedures to follow after an incident involving physical restraint.

Further, the bill establishes enforcement provisions, including a private right of action for a student who has been subjected to unlawful seclusion or restraint. The Department of Education and the Department of Health and Human Services must withhold payments from a program for unlawful seclusion or restraint.

Finally, the bill requires each state educational agency (SEA) to establish, implement, and enforce policies and procedures required by the bill. It also creates a grant program to assist SEAs with these activities.

Actions Timeline

- **May 26, 2021:** Introduced in Senate
- **May 26, 2021:** Read twice and referred to the Committee on Health, Education, Labor, and Pensions.