

**76-12b08. Limitations on use of restraint or seclusion; statement of medical necessity.** Restraint or seclusion shall not be applied to a person unless it is determined by a member of the treatment staff to be required to prevent substantial bodily injury to such person or others. The extent of restraint or seclusion applied to the person shall be the least restrictive measure necessary to prevent injury to the person or others, and the use of restraint or seclusion shall not exceed three hours without medical reevaluation, except that such medical reevaluation shall not be required, unless necessary, between the hours of 12 o'clock midnight and 8 a.m. A member of the medical staff shall sign a statement explaining the medical necessity for the use of any restraint and seclusion and shall make such statement a part of the medical record of such person.

**History:** L. 1984, ch. 339, § 8; July 1.