

New Section

(a) Instruments of restraint, including, but not limited to, handcuffs, chains, irons, straitjackets, or cloth and leader restrains, shall not be used on a juvenile during a court proceeding and shall be removed prior to the juvenile being brought into the courtroom and appearing before the court unless the court finds:

(1)(A) Instruments of restraint are necessary to prevent physical harm to the juvenile or another person;

(B) the juvenile has a history of disruptive courtroom behavior that has placed others in potentially harmful situations or presents a substantial risk of inflicting physical harm on the juvenile or others as evidenced by recent behaviors; or

(C) there is reason to believe that the child presents a substantial risk of flight from the courtroom; and

(2) there are no less restrictive alternatives to restraints that will prevent flight or physical harm to the juvenile or another person, including, but not limited to, the presence of court personnel, law enforcement officers or bailiffs.

(b) The court shall provide the juvenile or the juvenile's attorney an opportunity to be heard before the court orders the use of restraints. If restraints are ordered, the court shall make written findings of fact in support of the order.

(c) Any restraints shall allow the juvenile limited movement of the hands to read and handle documents and write necessary to the hearing. A juvenile shall not be restrained using fixed restraints to a wall, the floor or furniture.