

Three Rivers School District

8550 New Hope Rd • PO Box 160 • Murphy, OR 97533

Policy: KN
Adopted: 10/16/06

RELATIONS WITH LAW ENFORCEMENT AGENCIES

School-Police Liaison Program

1. The superintendent or designee will serve as the program coordinator for the district's School-Police Liaison Program.
2. Each year the administration will meet with law enforcement officials to discuss:
 - a. Whom the school/law enforcement official should call for suspected violations of the law occurring on district property or other common needs;
 - b. How school representatives should handle evidence of a suspected crime/contraband, etc.;
 - c. Board policy and procedures related to law enforcement officials' requests for access to and questioning of students on district property and district parent notification requirements;
 - d. Applicable provisions of district emergency plans and security procedures;
 - e. Special event needs.
3. District curriculum will be reviewed as needed to include K-12 age-appropriate instruction in safety, violence prevention/conflict resolution and citizenship to increase students' awareness of their rights and responsibilities within society. Instruction will emphasize prevention.
4. Active involvement of related community agencies and organizations will be encouraged in an effort to broaden the reference base in the development of district programs and activities and to establish a link for sharing resources.

Law Enforcement Initiated Requests

INTERVIEWS/INVESTIGATIONS OF STUDENTS

1. Interviews or investigations by law enforcement officials not based on allegations of child abuse, a warrant for an arrest or search or probable cause that an illegal act or crime is occurring or has been committed on district property, may be permitted upon request and with building principal or designee approval.
2. The law enforcement official shall contact the building administrator, properly identify himself/herself, inform the administrator of the nature of the investigation and provide the name of the student to be interviewed.
3. The building administrator shall verify and record the identity of the law enforcement official or other authority.
4. Requests to interview a student during school hours should be, in the opinion of the building administrator, important and urgent to justify interrupting school activities.

5. The building administrator will attempt to notify the student's parent(s) prior to granting the interview. If the parent(s) does not give consent to have his/her son/daughter interviewed, then the interview should not take place.
6. If the parent(s) cannot be contacted, the building administrator may grant permission for the questioning to proceed only in the event of compelling emergency circumstances.
7. If the building administrator has been unable to contact the parent(s) then the building administrator shall make a reasonable attempt to notify the parent(s) as soon as possible after the interview, ~~giving the reasons that the interview was conducted.~~
8. All such interviews shall be conducted in privacy, out of the view of staff, students and others to the extent possible.
9. A building administrator shall be present at all times during the interview unless the student's parent(s) is present and asks the administrator not to participate or the district official is otherwise prohibited from being present by law.
10. The building administrator shall maintain a written record of all such interviews conducted.

QUESTIONING OF A STUDENT SUSPECTED OF A CRIME, ARREST OR TAKING A STUDENT INTO CUSTODY

1. When a student is a suspect in a criminal act and is to be questioned by a law enforcement official for the purpose of establishing involvement in the act, questioning will be allowed on district property only with parental consent. Normally, such questioning should occur outside school hours, off district property.
2. At no time will a student be released to an officer without one of the following:
 - a. A warrant;
 - b. A court order;
 - c. Arrest;
 - d. Protective custody resulting from child abuse investigation;
 - e. Permission of the parent.
3. ~~In all cases, other than child abuse cases, Before allowing~~ where a student is to be taken from a District building by a law enforcement official, the building administrator will verify the law enforcement official's identity and make a reasonable effort to notify the student's parent(s). ~~In all cases, except child abuse cases, the building administrator will also make every reasonable effort to notify the student's parent(s) even though~~ The primary responsibility for parental notification lies with law enforcement officials in such instances.
4. Any investigation of child abuse will be directed by Oregon Department of Human Services, Community Human Services or law enforcement officials as required by law. The administrator or designee will request documentation from the investigating official demonstrating that the official has a warrant, a court order, exigent circumstances or parental consent to conduct the interview. If the investigating official does not have this documentation, the administrator may deny the official's request to interview the student on school property. The building administrator or designee may be present at the interview of the student at the discretion of the investigating official. When the subject matter of the interview or investigation involves child abuse, building administrators and school employees shall not notify the parent.

Administrator Initiated Requests

On occasion, building principals may need, or be required to seek law enforcement assistance. ~~usually from deputies assigned by contract to the District schools.~~ Any student violation of the district's weapons policy shall be reported to the appropriate law enforcement agency. Child abuse also requires immediate referral to Oregon Department of Human Services, Community Human Services or law enforcement officials. Additionally, building principals and/or designee(s) shall report to law enforcement officials the following violations:

- a. Assault
- b. Arson
- c. Selling or distributing illegal drugs
- d. Theft
- e. Breaking and Entering of school property

END OF POLICY

Legal Reference(s):

ORS 329.150

ORS 419B.015

Letter Opinion, Office of the Attorney General (August 18, 1986)

Cross Reference(s):

JFG – Student Searches