

## Relations with Law Enforcement Agencies

- A. A law enforcement officer shall contact the principal upon entering a school building.
- B. An officer may request and be granted such student information as address, telephone number, parents' names, date of birth and other directory information, if the parent or student over 18 years of age has not filed a written objection to the release of directory information. Student records protected by the federal Family Rights and Privacy Act may only be examined or released following written permission of a minor student's parent or an adult student, pursuant to a court order or subpoena, in response to a health or safety emergency, or in order to better serve the student in the juvenile justice system prior to adjudication.
- C. The district encourages interviews of students to take place off school premises, in order to minimize interruption of the instructional program.

### **Students over 12 years of age, and not an emancipated minor:**

- 1. When an onsite interview/interrogation is warranted by the circumstances of the case and the student is over 12 years of age, the principal or designee shall make a reasonable effort to first contact the parent(s)/legal guardian(s) at the earliest possible point in the process; or if the parent/guardian cannot be contacted, a designated adult noted on the student's emergency contact card will be contacted. Parent contact is not required when law enforcement (providing appropriate credentials) indicates that child abuse or neglect is alleged or directs the administration not to contact the parents. When this occurs, the administration should request the directive in writing. Law enforcement personnel should be requested to recognize the potential time delay for the parent to be contacted and a reasonable time for the parent to arrive if the parent chooses to be present.
- 2. If the district is unable to contact parents/guardians or a designated adult after a reasonable time, law enforcement at its discretion may elect to continue with the interview. Officers advise and afford students all legal rights required by law during any interview.
- 3. Prior to commencing the interview, the law enforcement agency shall determine whether the student wishes a third party to be present for the interview. Unless the student objects, the law enforcement agency shall make reasonable efforts to include a third party in any interview so long as the presence of the third party will not jeopardize the course of the investigation. The third party may include, but is not limited to the principal or designee, counselor or teacher.

### **Students under 12 years of age:**

- 1. If a student is less than 12 years of age, parents/guardians or designated adult notification and permission is required before interviews take place with the single exception of allegations of child abuse or neglect.
- D. An officer (providing appropriate credentials) is not required to have a warrant in order to take a student into law enforcement custody. In the event a student is taken into custody by a law enforcement officer, the school will immediately attempt to notify the parent or

guardian unless prohibited by law enforcement because a case of child abuse or neglect is involved, or some other similar, specified reason exists for prohibiting notification. School authorities shall request that this denial and the reasons for it be put in writing.

- E. If a court has released a student on conditions related to school, including attendance, behavior or progress, the administration shall encourage the court to include as a condition of release the written permission of the adult student or parent of a minor student to release the student's records to the court or its designee.

### **Relations with Child Protective Agencies**

- A. A child protective services worker shall contact the principal upon entering a school building.
- B. A child protective worker may request and be granted such information as address, telephone number, parents' names, date of birth and other directory information if the parent or student over 18 years of age has not filed a written objection to the release of directory information. Information contained in the student's cumulative folder and any supplementary records shall be available for inspection on evidence that a student is a ward of the state.

Student records protected by the federal Family Rights and Privacy Act may only be examined or released following written permission of a minor student's parent or an adult student, pursuant to a court order or subpoena, in response to a health or safety emergency, or in order to better serve the student in a juvenile justice system prior to adjudication.

- C. While the district encourages interviews of students to take place off school premises, the principal shall permit a child protective worker (providing appropriate credentials) to conduct any questioning when child abuse or neglect is involved, outside of the presence of parents. Parental notification of the interview shall occur at the earliest possible point in the investigation that will not jeopardize the safety or protection of the student or the course of the investigation. Prior to commencing the interview, the child protective services or law enforcement agency shall determine whether the student wishes a third party to be present for the interview and, if so, shall make reasonable efforts to accommodate the student's wishes. Unless the student objects, the child protective services or law enforcement agency shall make reasonable efforts to include a third party in any interview so long as the presence of the third party will not jeopardize the course of the investigation.
- D. A child protective worker is required to have a court order in order for the school to release custody of the student. However, if the child protective worker is accompanied by a law enforcement officer, no court order shall be required. In the event a student is taken into custody, the school shall duly notify the parent or guardian unless directed not to by the law enforcement officer.

### **Relations with Health Department Officials**

- A. A health department official shall contact the principal on entering a school building.
- B. A health department official may request and be granted such information as address and date of birth if the parent or student over 18 years of age has not filed a written objection to

the release of directory information. Information contained in a student's cumulative folder and any supplementary records shall be available only with prior written consent of the parent or adult student pursuant to a court order or subpoena, in response to a health or safety emergency or in order to better serve the student in the juvenile justice system prior to adjudication.

- C. While the district encourages interviews of students to take place off school premises, the principal shall permit a health official (providing appropriate credentials) to conduct a confidential interview with a student suspected of being a contact with an individual infected with a communicable disease when the interview is to be held during school hours, and the principal chooses not to release the student to travel to the health department.

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