

HAMPTON TOWNSHIP SCHOOL DISTRICT

SECTION: PUPILS

TITLE: RELATIONS WITH LAW
ENFORCEMENT AGENCIES

ADOPTED: February 18, 2004

REVISED:

225. RELATIONS WITH LAW ENFORCEMENT AGENCIES	
1. Purpose	<p>The Board wishes to foster and enhance mutual cooperation between district personnel and law enforcement agencies and officers, as well as safeguard the rights of students and ensure the safety of persons and property in the community.</p>
Pol. 204	<p>The Board also recognizes that compulsory attendance laws impose on the Board the custodianship of district students while they are present in the schools.</p>
2. Authority	<p>The district shall work collaboratively with law enforcement agencies to employ their expertise as resources to teachers and students on issues related to law enforcement, Drug Awareness Resistance Education (DARE) and the criminal justice system.</p> <p>The district also recognizes its obligation to report to law enforcement agencies acts that may be in violation of criminal statutes, and shall cooperate with law enforcement offices in the proper discharge of their responsibilities.</p>
3. Delegation of Responsibility SC 1303-A	<p>The Superintendent or designee shall be responsible to develop a memorandum of understanding with local law enforcement officials that establishes guidelines for when law officials will be called to school and the actions that will follow.</p>
4. Guidelines	<p>The district acknowledges and seeks to preserve the fundamental and constitutional rights of minor students under the age of eighteen (18) years, which may be invoked or waived on their behalf by their parents/guardians in conjunction with criminal investigations. District personnel do not have the right to invoke or waive these rights on behalf of students. Consequently, the district protects the constitutional rights of minor students by advising parents/guardians of minor students that they have the right to be present during any interview or interrogation of the minor student by law enforcement officers.</p> <p>The district does not condone the disruption of a student's instructional day and does not regard school buildings, school property or premises as appropriate or desirable sites for conducting criminal investigations or interviews and endeavors to have law</p>

<p>42 Pa. C.S.A. Sec. 6324</p>	<p>enforcement agencies handle such situations at the police station or at the residence of the minor student. To promote this belief, the district will encourage police officers to conduct their investigative activities before or after the school day.</p> <p><u>Procedures</u></p> <p>To promote this policy, the district will obtain proper identification credentials and/or appropriate warrants from law enforcement officers seeking the cooperation of school authorities, as well as elicit from them the reason for the presence.</p> <p>Law enforcement officers, in the execution of proper warrants, may remove adult students [eighteen (18) years of age and older] from school premises for interrogation or apprehension. Law enforcement officers, in the execution of proper warrants, may remove minor students from school premises for interrogation or apprehension if the officer is acting within the requirements of law regarding juveniles. If a student is apprehended or law enforcement officers are preparing to interrogate a student, school authorities will notify the parent/guardian of the student immediately. Protective custody will be arranged when the health, welfare or safety of the student, other students, staff or school are jeopardized.</p> <p>Law enforcement officers seeking to interview students on school premises in the absence of a warrant shall be advised that school authorities believe such interviews are improper and will not be permitted without the knowledge, consent and/or presence of the parents/guardians of the minor student.</p> <p>School authorities who are requested by law enforcement officers to arrange for a student interview without a lawful warrant will immediately contact the student's parents/guardians. Parents/Guardians will be advised that the district does not condone the disruption of a student's instructional day and does not regard the school as an appropriate or desirable site for conducting investigations or interviews. School authorities will not arrange or participate in an interview on school premises without the consent of the parents/guardians.</p> <p>Should the parents/guardians request the opportunity to speak with their child by telephone, such a request will be honored and the student will be given access to a telephone in a private setting for such conversation.</p> <p>Should the parents/guardians request to be present for such investigations or interviews on school premises, this request will be honored. While the school authorities await the arrival of the parents/guardians, the student shall return to class so as to limit the loss of instructional time. Law enforcement officers may await the parents/guardians arrival as they deem appropriate.</p>
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<p>School Code 1303-A</p> <p>Board Policy 204</p>	<p>School authorities shall be present as a law enforcement officer conducts an interview or interrogates a student on school premises, unless the school authorities are asked by the parents/guardians to absent themselves.</p> <p>School authorities, i.e. the building principal or assistant principal, shall report immediately by telephone and in writing within twenty-four (24) hours the name of the student and law enforcement officers, as well as the time, place and reason for the contact to the Superintendent.</p> <p>In emergency situations involving exigencies such as close pursuit or imminent threat of danger to persons or property, responsible school authorities are authorized to waive or alter these procedures to resolve the emergency situation. Immediate verbal communication of such action shall be provided to the parents/guardians of the student as well as to the Superintendent, followed within twenty-four (24) hours by a complete written report.</p>
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