POLICY NO. 1740
Replaces: 5160
Adopted: 1-27-99

RELATIONS WITH THE LAW ENFORCEMENT, CHILD PROTECTIVE AGENCIES, AND THE COUNTY HEALTH DEPARTMENT

POLICY:

The primary responsibility for maintaining proper order and conduct in the schools is that of staff. Staff shall be responsible for holding students accountable for infractions of school rules, which may include minor violations of the law occurring during school hours or at school activities. Where there is substantial threat of violence, individual threats of substantial bodily harm, trafficking of prohibited drugs, or the scheduling of events where large crowds may be difficult to handle, law enforcement shall be called upon for assistance. Information regarding major violations of the law shall be communicated to the appropriate law enforcement agency.

The District shall strive to develop and maintain cooperative working relationships with law enforcement. The Superintendent or designee shall meet with law enforcement, Child Protective Services authorities, and health department officials to establish agreed upon procedures for cooperation between law enforcement, Child Protective Services, health, and school authorities. Such procedures should address the handling of bomb threats, arrests by law enforcement officers on school premises, the availability of law enforcement personnel for control purposes, the processes for investigating possible criminal activity involving students, reporting of communicable disease cases and investigations, and other matters that affect school and law enforcement cooperation. Such procedures shall be made available to affected staff and periodically revised.

Whenever it becomes necessary for officials of law enforcement agencies and Children's Protective Services to call upon the schools of Lake Stevens School District in investigative matters, due consideration must be given to assisting and protecting individual children, protecting the interest of the community, and ensuring the rights of all concerned.

Cross Reference:

Policy No. 5230: Student Records

Legal References:

RCW 28A.635.020 Willfully disobeying school administrative personnel or refusing to leave public property, violations, when--{Penalty

26.44.50 Taking child into custody without court order
26.44.110 Written statement required
26.44.115 Notice required

POLICY NO. 1740
Replaces: 5160
Adopted: 1-27-99

RELATIONS WITH THE LAW ENFORCEMENT, CHILD PROTECTIVE AGENCIES, AND THE COUNTY HEALTH DEPARTMENT

PROCEDURES:

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. While the District encourages interrogations of students to take place of school premises, the principal shall permit a law enforcement officer to conduct any necessary questioning. The principal shall cooperate with the officer while he/she is conducting necessary investigations.
D. Prior to commencing the interview, the interviewing agency shall determine whether the child wishes a third party and/or the principal or his/her designee to be present for the interview and, if so, shall make reasonable efforts to accommodate the child's wishes.
E. An officer is not required to have a warrant in order for the school to release the student into law enforcement custody. In the event a student is taken into custody by a law enforcement officer, the school will immediately notify the parent or guardian unless directed not to by the law enforcement officer.
F. 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 of 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 Services 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.
C. 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.
D. Prior to commencing the interview, the interviewing agency shall determine whether the child wishes a third party and/or the principal or his/her designee to be present for the interview and, if so, shall make reasonable efforts to accommodate the child's wishes.
E. While the District encourages interviews of a student to take place off school premises, the principal or his/her designee shall permit a Child Protective Services worker 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 child or the course of the investigation. Prior to commencing the interview, the Child Protective Services or law enforcement agency shall determine whether the child wishes a third party to be present for the interview and, if so, shall make reasonable efforts to accommodate the child's wishes. Unless the child 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.
F. A Child Protective Services worker is required to have a warrant in order for the school to release custody of the student. However, if the Child Protective Services worker is accompanied by a law enforcement officer, no warrant 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.

<u>Relations with Health Department Officials</u>

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 to conduct a confidential interview with a student suspected of being in contact with an individual infected with a communicable disease when the interview is to be held during school hours and the principal chooses not be release the student to travel to the health department.

D. Prior to commencing the interview, the interviewing agency shall determine whether the child wishes a third party and/or the principal or his/her designee to be present for the interview and, if so, shall make reasonable efforts to accommodate the child's wishes.