

West Bonner County School District

STUDENTS

3370P

Searches and Seizure Procedure

The following rules shall apply to any searches and the seizure of any property by school personnel:

1. The Superintendent, building principal, and the authorized assistants of either shall be authorized to conduct any searches or to seize property on or near school premises, as further provided in this procedure.
2. If the authorized administrator/school resource officer has reasonable suspicion to believe that any locker, car or other container of any kind on school premises contains any item or substance which constitutes an imminent danger to the health and safety of any person or to the property of any person or the District, the administrator is authorized to conduct a search of any car or container and to seize any such item or substance.
3. The authorized administrator/school resource officer may perform random searches of any locker, car or container of any kind on school premises without notice or consent.
4. If the authorized administrator/school resource officer has any reasonable suspicion to believe that any student has any item or substance in his/her possession, which constitutes an imminent danger to the property of any person or the District, the administrator is authorized to conduct a search of any car or container and to seize any such item or substance.
5. No student shall hinder, obstruct or prevent any search authorized by this procedure.
6. When feasible and when a student is under 18 years of age, the building principal shall contact a student's parent/guardian prior to conducting a search of their person. When it is not feasible to contact the parent prior to a search of a student's person, the building principal shall attempt to contact the parent/guardian as soon as possible following the search.
7. Any search or seizure authorized in this procedure shall be conducted by an adult of the student's gender and in the presence of at least one (1) adult witness as described in policy 3370. A written record of the time, date and results shall be made by the administrator. A copy shall be forwarded to the Superintendent as soon as possible.
8. In any instance where an item or substance is found which would appear to be in violation of the law, the circumstance shall be reported promptly to the appropriate law enforcement agency.

9. In any situation where the administrator/school resource officer is in doubt as to the propriety of proceeding with any search or seizure, the administrator is authorized to report to and comply with the directions of any public law enforcement agency.

Notifying Parent / Legal Guardian

The parent or legal guardian of a student must be notified by appropriate school staff when:

- The mental health or wellbeing of the student is compromised
- The physical health or wellbeing of the student is compromised
- The emotional health or wellbeing of the student is compromised
- The student has been or will be questioned by the School Resource Officer or another law enforcement official.

An exception may be made if the student is a victim or suspected victim of physical child abuse.

Legal Reference:

I.C.33-6001

Parental Rights in Education

Cross Reference

Description

3200

Student Rights and Responsibilities

3320

Substance and Alcohol Abuse

Procedure History:

Adopted on: March 14, 2008

Revised on: April 16, 2025

Revised on: