

Series 5000 – Students

1. Elementary and Secondary

D. Welfare

(9) Civil & Legal Rights & Responsibilities

(a) Invasion of Privacy

(i) Police in Schools

Schools are responsible for students during school hours which include protecting each student's constitutional rights, assuring due process in questioning and arrest, and protecting students from any form of illegal coercion.

When police are investigating possible criminal acts which occurred, or may have occurred, on school property or while under the jurisdiction of the school district, they may question students at school when the following procedures are observed:

1. Students will be questioned as confidentially and inconspicuously as possible.
2. For students age 15 or younger, the student's parent or guardian, unless the right is waived by the parent or guardian, must be present if the conference is held in the school. If no parent or guardian is present, the principal or principal's designee must be present.
3. In cases involving students age 16 or older, an attempt will be made to notify the student's parents so that they may be present during the questioning. The school principal or his/her designee will be present.

When investigating a possible criminal violation occurring off school grounds or not part of a school program, police will be encouraged to question students in their homes; however, they may be permitted to question students in the schools when the procedures outlined in 1-3 above are observed.

(cf. 1411 Law Enforcement Agencies)