

RELATIONS WITH LAW ENFORCEMENT AUTHORITIES

Investigations by Law Enforcement Officers at School

When it becomes necessary for any law enforcement officer to interrogate a student on school premises, the principal shall be contacted immediately. The School Resource Officer (SRO) shall make a reasonable effort to contact the parent or guardian and have the parent or guardian in attendance for the conference. If the parent or guardian cannot be present for the conference, then the principal or his/her designee may be requested to be present throughout the interrogation. During an emergency situation, or if required by investigative needs, officers are not required to contact or have a parent or school official present for the interview before proceeding.

In accordance with §63.2-1518 of the Code of Virginia, 1950, as amended, a child protective services worker or a police officer may talk to any child suspected of being abused or neglected or to any of his siblings without the consent of and outside the presence of the parent, legal guardian, or school personnel. In cases of interviews of children on school grounds, the child protective services worker or police officer will furnish proper identification and make appropriate arrangements for the interview with the principal or the principal's designee.

Service of Process at School

Should there be a need to serve student or school employee with any "legal process," the School Board encourages the process server make all reasonable attempts to serve such documents off school premises; however, if the documents must be served on school premises, they shall be served at the principal's office of the school at which the student is in attendance or the main office of the facility at which the employee is assigned.

In any case in which custody or visitation of a minor child is at issue and a summons is issued for the attendance and testimony of a teacher or other school employee who is not a party to the proceeding, if such summons is served on school property, it may be served only by a sheriff or his deputy.

Development of Programs

The Superintendent shall seek to develop, in cooperation with the local law-enforcement agencies, juvenile and domestic relations court judges and personnel, parents, and the community at large, programs and procedures to prevent violence and crime on school property and at school-sponsored events. The Superintendent shall obtain and use Sex Offender Registry information in accordance with Policy KN.

Report to Law Enforcement Officials

Except as may otherwise be required by federal law, regulation, or jurisprudence, the principal shall immediately report to local law-enforcement officials all incidents listed below

that may constitute a criminal offense:

1. assault and battery which results in bodily injury, sexual assault, death, shooting, stabbing, cutting, or wounding of any person, abduction of any person as described in Virginia Code §§ 18.2-47 or 18.2-48, or stalking of any person as described in Virginia Code § 18.2-60.3, on a school bus, on school property, or at a school-sponsored activity; or
2. any conduct involving alcohol, marijuana, a controlled substance, imitation controlled substance, or an anabolic steroid on a school bus, on school property, or at a school-sponsored activity, including the theft of or attempted theft of student prescription medications; or
3. any threats against school personnel while on a school bus, on school property, or at school-sponsored activity; or
4. the illegal carrying of a firearm, as defined by Virginia Code § 22.1-277.07, onto school property; or
5. any illegal conduct involving firebombs, explosive materials or devices, or hoax explosive devices, as defined in Virginia Code §18.2-433.1, or chemical bombs, as described in Virginia Code § 18.2-87.1, on a school bus, on school property, or at a school-sponsored activity; or
6. any threats or false threats to bomb, as described in Virginia Code § 18.2-83, made against school personnel or involving school property or school buses; or
7. the arrest of any student for an incident occurring on a school bus, on school property, or at a school-sponsored activity, included the charge therefor.

The principal may report to local law enforcement officials any incident involving the assault or assault and battery without bodily injury of any person on a school bus, on school property, or at a school-sponsored activity.

Adopted: July 1, 1993

Amended: October 22, 2009; May 14, 2015; August 9, 2018

Legal Ref: Code of Virginia, 1950, as amended, §§8.01-47, 8.01-293, 9.1-101, 16.1-264, 22.1-279.3:1, 22.1-280.2:1, and 22.1-293 (B-D)

Cross Ref.: *CLA, Reporting Acts of Violence and Substance Abuse*
JFC, Student Conduct
JGD/JGE, Student Suspension/Expulsion
KN, Sex Offender Registry Information