
**PEACHAM SCHOOL BOARD POLICY
INTERROGATIONS OR SEARCHES OF STUDENTS BY LAW
ENFORCEMENT PERSONNEL OR OTHER NON-SCHOOL PERSONNEL**

Prepared for 1st reading: 5/9/00

Policy Warned for Hearing: 9/30/00

Adopted: **10/12/00**

Prepared for 2nd reading: 8/14/00

Prepared for 3rd reading: 9/14/00

Copies to: Principal: ___ School Library: ___ Board Members: ___ CCSU: ___ Town Clerk: ___

1. School employees are not the agents of law enforcement officials. Interrogation of students, and possible search and/or seizure by law enforcement officials on school property may occur when a warrant or other legal basis exists authorizing such actions.
2. A student in school may not be interrogated by any authority without the knowledge of the school administrator, and knowledge and permission of parent or guardian, unless the interview or interrogation is part of a child abuse or neglect investigation conducted by the department of social and rehabilitative services in accordance with Chapter 49 of Title 33 of the Vermont Statutes Annotated.
3. Any interrogation by non-school personnel must be conducted in private with the principal or his or her designee present.
4. A student may not be released to the custody of law enforcement personnel, unless placed under arrest by legal authority.
5. If a student is removed from the school by legal authority, the student's parent(s) or guardian(s) will be notified of this action by school officials as soon as possible. Any reasons for the inability to notify the parent(s) or guardian(s) immediately will be carefully documented.
6. Except as provided for in paragraph 2, no questioning by non-school personnel of a student under the age of eighteen who may be accused of an offense shall occur unless the parent(s) or guardian(s) have been notified and have been given the opportunity to be present at the time of the questioning. Questioning may, however, take place without notification of parents if such questioning is required due to an emergency or urgent potential danger to life, or property, as determined by the Principal, and reasonable efforts to notify the student's parents are unsuccessful.

Legal Reference: 33 V.S.A. §4915

Cross Reference: Search and Seizure
Student Conduct and Discipline