

# Multnomah Education Service District

Code: **KN-AR**  
Adopted: 4/1/81  
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2/19/13  
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1; 5121-1A; 5131-1A; 5141-1;  
5141-1A; 5142-1

## Relations with Government Agencies

### LAW ENFORCEMENT INITIATED REQUESTS

#### Interviews/Investigations of Students

1. Interviews or investigations by law enforcement officials not based on allegations of child abuse, a warrant for an arrest or search or probable cause that an illegal act or crime is occurring or has been committed on MESD property, may be permitted upon request and with building principal or designee approval.
2. The law enforcement official shall contact the building administrator, properly identify himself/herself, inform the administrator of the nature of the investigation and provide the name of the student to be interviewed.
3. The building administrator shall verify and record the identity of the law enforcement official or other authority.
4. Requests to interview a student during school hours should be, in the opinion of the building administrator, important and urgent to justify interrupting school activities.
5. The building administrator shall attempt to notify the student's parent(s) prior to granting the interview. If the parent(s) does not give consent to have his/her son/daughter interviewed, then the interview should not take place.
6. If the parent(s) cannot be contacted, the building administrator may grant permission for the questioning to proceed if the student agrees to be interviewed or in the event of compelling emergency circumstances.
7. If the building administrator has been unable to contact the parent(s) then the building administrator shall make a reasonable attempt to notify the parent(s) as soon as possible after the interview.
8. All such interviews shall be conducted in privacy, out of the view of staff, students and others.
9. A building administrator shall be present at all times during the interview unless the student's parent(s) is present and asks the building administrator not to participate or the MESD official is otherwise prohibited from being present by law.
10. The building administrator shall maintain a written record of all such interviews conducted.

## **Questioning of a Student Suspected of a Crime, Arrest or Taking a Student into Custody**

1. When a student is a suspect in a criminal act and is to be questioned by a law enforcement official for the purpose of establishing involvement in the act, questioning shall be allowed on MESD property only with parental consent. Normally, such questioning should occur outside school hours, off district property.
2. At no time shall a student be released to an officer without one of the following:
  - a. A warrant;
  - b. A court order;
  - c. Arrest;
  - d. Protective custody resulting from child abuse investigation;
  - e. Permission of the parent.
3. In all cases, other than child abuse cases, where a student is to be taken from the building by a law enforcement official, the building administrator shall verify the official's identity and make a reasonable effort to notify the student's parent(s). Law enforcement officials have the primary responsibility for notifying the parent(s) in such instances.
4. Any investigation of child abuse shall be directed by the Oregon Department of Human Services, Community Human Services, or law enforcement officials as required by law. The building administrator or designee may be present at the interview of the student at the discretion of the investigating official. When the subject matter of the interview or investigation involves child abuse, administrators and school employees shall not notify the parent.

### **Administrator-Initiated Requests**

On occasion, building principals or administrators may need, or be required to seek law enforcement assistance. Any student violation of MESD's weapons policy shall be reported to the appropriate law enforcement agency. Child abuse also requires immediate referral to the Oregon Department of Human Services, Community Human Services, or law enforcement officials.

Additionally, building principals and/or designee(s) may report to law enforcement officials, other violations of law occurring on MESD property or at school-sponsored activities, as deemed appropriate.