

***ORANGE TEXT REFLECTS FEEDBACK FROM THE 12/9/20 SCHOOL BOARD WORK SESSION.**

RELATIONS WITH LAW ENFORCEMENT AUTHORITIES

I. Investigations by Law Enforcement Officers at School

When it becomes necessary for any law enforcement officer to interrogate-interview a student on school premises, the ~~school~~-principal or the principal's designee shall be contacted immediately. ~~The principal or his/her designee 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 shall be present throughout the interrogation. Prior to any questioning of a student, the student's parents, guardian, or legal custodian shall be notified of the pending interview. The law enforcement officer will be responsible to verify that the student has had contact with their parent, guardian, or legal custodian. If the parent requests to be present or requests that the questioning not occur on school premises, the law enforcement officer should accommodate, with few exceptions. If the parent or guardian cannot be present for the interview or allows it to proceed, then the officer may proceed with the principal or his/her designee present throughout the interview.~~

II. Service of Process at School

Should there be a need to serve a student or school employee with any "legal process," the School Board encourages the process server to make all reasonable attempts to serve such documents off school premises. If that is not possible, the principal or an administrator must contact the Chief of Student Services prior to receipt.; ~~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.

III. Development of Programs

The Superintendent ~~shall~~-seeks 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~~-obtains and uses Sex Offender Registry Information in accordance with ~~policy~~-Policy KN.

IV. Reports to Law Enforcement Officials

Except as may otherwise be required by federal law, regulation, or jurisprudence, the principal

~~shall~~ immediately reports to local law-enforcement officials all incidents listed below that may constitute a ~~criminal felony~~ 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 Va. Code § 18.2-47 or 18.2-48, or stalking of any person as described in Va. 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, ~~synthetic cannabinoids as defined in § 18.2-248.1:1~~ 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, ~~including the theft of or attempted theft of student prescription medications;~~ or
4. the illegal carrying of a firearm, as defined by Va. 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 Va. Code § ~~18.2-433.1~~ 18.2-85, or explosive or incendiary devices, as defined in Va. Code § 18.2-433.1, or chemical bombs, as described in Va. 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 Va. Code § 18.2-83, made against school personnel or involving school property or school buses.

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.

V. Memorandums of Understanding

If the Alexandria Police Department (APD) employs School Resource Officers (SROs) in the Alexandria City Public Schools, the School Board and APD have a Memorandum of Understanding (MOU) that sets forth the powers and duties of the School Resource Officers. The MOU also addresses the use of seclusion and restraint in school settings. The School Board and APD review ~~and amend or affirm~~ the MOU at least once every two years or at any time upon the request of either party. ~~Upon review, the MOU is affirmed, amended, terminated or rescinded.~~ The School Board provides notice and an opportunity for public input during each review period for the MOU. The current MOU is conspicuously published on the ACPS website.

Adopted: ___ November 21, 1996
~~Revised~~Amended: April 6, 2006

~~Revised~~Amended: July 1, 2011
Amended:

Legal Refs. ~~÷~~Code of Virginia, 1950, as amended, §§ 8.01-47, 8.01-293, 9.1-101, 16.1-264, 22.1-279.3:1, 22.1-70, 22.1-78, 22.1-279, 22.1-280.2:1, 22.1-280.2:3, 22.1-293, ~~(B-D)~~.

8 VAC 20-750-70.

Cross Ref.: JFC _____ Student Conduct
JFC-R _____ Student Code of Conduct
JGD/JGE _____ Student Suspension/Expulsion
JGD-R/JGE-R _____ Student Suspension/Expulsion Regulations
CLA _____ Reporting Acts of Violence and Substance Abuse
JM _____ Restraint and Seclusion of Students
KN _____ Sex Offender Registry Information

DRAFT