

[Subject to District Decision: Community Relations or Student]

CONCEPT, ROLES AND RESPONSIBILITIES OF SCHOOL ADMINISTRATORS AND LAW ENFORCEMENT RELATIVE TO STUDENT BEHAVIOR

The District's Governing Board is committed to an educational environment that is welcoming to all students, responsive to their educational, social, and emotional needs, and otherwise safe for all students, staff, parents/guardians and other community members. The Board also believes these commitments are best served by an operational structure where the District's school administrators and its law enforcement partners jointly utilize consistent and cohesive problem-solving strategies. Whenever reasonably possible, the Board recommends District staff to make an effort to diffuse and de-escalate a confrontational incident with a student to provide more time for resolution.

(cf. 0000 – Concepts and Roles)
(cf. 0100 – Philosophy)
(cf. 4000 – Concept and Roles)
(cf. 0415 – Educational Equity)

The Board believes that a clear vision of its beliefs and prerogatives relative to the distinct concepts, roles and responsibilities between school administrators and law enforcement partners best serve the District's students and community in ensuring a welcoming, supportive, healthy, responsive, equitable and safe educational environment, while also establishing a clear operational and problem-solving framework and division of roles between District school administrators and law enforcement partners.

(cf. 1000 – Concept and Roles in Community Relations)
(cf. 4000 – Concept and Roles)
(cf. 5142 – Safety)

The Board believes that it is the role of District school administrators to investigate and assign, when appropriate, behavioral consequences to students in the educational environment while ensuring such interactions are consistent with the Board policy and Education Code relating to student discipline.

(cf. 4319 – Rights, Responsibilities and Duties)
(cf. 4319.3 – Duties of Personnel)
(cf. 5144 – Discipline)
(cf. 5144.1 – Suspension and Expulsion/Due Process)

The Board believes that it is the role of the District's law enforcement partners, working in cooperation with District school administrators, to investigate and if warranted take appropriate law enforcement action limited to state and federal law.

(cf. 5145.11 – Questioning and Apprehension)
(cf. 5145.12 – Search and Seizure)

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Clarity in these distinct roles, including when school administrators shall or may request law enforcement involvement in relation to a given student matter, best serves in ensuring that these dual and mutually supportive sets of roles and responsibilities leverage the expertise and skills of school administrators and the District's law enforcement personnel.

(cf. 4319 – Rights, Responsibilities and Duties)

(cf. 4319.3 – Duties of Personnel)

(cf. 5145 – Rights and Responsibilities)

The Superintendent or designee shall establish administrative regulations consistent with this policy which ensure for clear directives as to the distinct concepts, roles and responsibilities under which school administrators and the District's law enforcement partners operate on District campuses and when interacting with District students on school grounds or at school related events.

Interview of a Student by Law Enforcement

Students can be interviewed by law enforcement officers while at school. In instances where law enforcement is involved, the principal or designee shall attempt to minimize disruption at the school and provide privacy to the student. School officials are required to make every effort to contact a parent or guardian at the time a peace officer requests to interview a student, unless directed not to by the peace officer. For example, no notification will be made in the case of child abuse or neglect. The principal or designee may be present for the interview if allowed by the officer and with the student's approval.

(cf. 5145.11 – Questioning and Apprehension)

Legal References:

EDUCATION CODE

234-234.5. Safe Place to Learn Act

32280-32289 School Safety Plan

35160 Authority of governing boards

35160.1 Broad authority of school districts

44807 Duty concerning conduct of pupils

48900-48927 Grounds for suspension/expulsion

48900.5 Suspension, limitation on imposition; exception

48902 Notification of law enforcement authorities

48906 Notification when student released to peace officer

48909 Narcotics and other hallucinogenic drugs (re arrest)

49330-49335 Injurious objects

**CONCEPT, ROLES AND RESPONSIBILITIES OF SCHOOL ADMINISTRATORS AND
LAW ENFORCEMENT RELATIVE TO STUDENT BEHAVIOR (continued)**

PENAL CODE

243.4 Assault and battery
245 Assault with a deadly weapon
626.9 Gun-Free School Zone Act of 1995
626.10 Dirks, daggers, knives, razor or stun gun; bringing or possessing in school
830-832.17 Peace officers
16100-17350 Definitions
22810-23025 Tear gas weapon (pepper spray)
25200-25225 Firearms, access to children
30310 Prohibition against ammunition on school grounds

UNITED STATES CODES, Title 20

7151 Gun-Free Schools Act

ATTORNEY GENERAL OPINIONS

54 Ops.Cal.Atty.Gen. 96 (1971)

34 Ops.Cal.Atty.Gen. 93 (1959)

Management Resources:

CSBA PUBLICATIONS

Safe Schools: Strategies for Governing Boards to Ensure Student Success, Third Edition,
October 2011

CALIFORNIA DEPARTMENT OF EDUCATION COMMUNICATIONS

0401.01 Protecting Student Identification in Reporting Injurious Objects

U.S. DEPARTMENT OF EDUCATION PUBLICATIONS

Guidance Concerning State and Local Responsibilities Under the Gun-Free Schools Act, January
2004

WEB SITES

California Department of Education, Safe Schools: <http://www.cde.ca.gov/ls/ss>

National Alliance for Safe Schools: <http://www.safeschools.org>

National School Safety Center: <http://www.schoolsafety.us>

U.S. Department of Education, Office of Safe and Drug Free Schools:

<http://www.ed.gov/about/offices/list/osdfs>

OTHER PROFESSIONAL REFERENCES

Collaborative Agreement on School Discipline, Broward County, Florida

District of Columbia Public Schools Philosophy and Approach to Student Behavior and
Discipline

Cooperative Agreement, Clayton County, Georgia

BP (d)

**CONCEPT, ROLES AND RESPONSIBILITIES OF SCHOOL ADMINISTRATORS AND
LAW ENFORCEMENT RELATIVE TO STUDENT BEHAVIOR (continued)**

2013 Intergovernmental Agreement Between Denver Public Schools and Denver Police
Department

Policy
Adopted: June __, 2018

ELK GROVE UNIFIED SCHOOL DISTRICT
Elk Grove, California

DRAFT