

Southwest Vermont Regional Technical School District	Interrogation or Searches of Students by Law Enforcement Personnel or Social Service Agencies	Policy #5090C
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It is the policy of the Southwest Vermont Regional Technical School District that interrogations or searches of students by law enforcement personnel or social service agencies take place according to the appropriate legal standards.

1. **Interrogation** is defined as custodial interrogation, i.e., asking questions of a person who is in a location where they are no longer free to leave.

2. School employees are not the agents of law enforcement officials. Search and/or seizure by law enforcement officials on school property may occur when a warrant or other legal basis exists authorizing such search and/or seizure.

3. A student under the age of 18 in school may not be interrogated by any authority other than school personnel 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 in accordance with Chapter 49 of Title 33 of the Vermont Statutes Annotated; or such parental permission will not be required for students over the age of eighteen or 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.

4. Any interrogation must be conducted in private with the Director or his/ her designee present.

5. A student may not be released to the custody of persons other than a parent or legal guardian or proper authority, unless placed under arrest by legal authority.

6. If a student is removed from the school by legal authority, the student's parent(s) or guardian(s) should be notified of this action by school officials as soon as possible.

Cross Reference: Policy 5085C - Search and Seizure

Legal Reference:

33 V.S.A. §§4911-4920

	Date Drafted	Date Warned	Date Adopted
Southwest Vermont Regional Technical School District	5/21/07	8/20/07	9/17/2007