

Relations with Law Enforcement Agencies

The ESD shall strive to develop and maintain cooperative working relationships with law enforcement agencies. The ESD recognizes that cooperation with law enforcement agencies is essential for the protection of staff members and students, for maintaining a safe environment in ESD facilities and for safeguarding ESD property. Programs designed to enrich district curriculum, to develop citizenship and to foster a healthy attitude toward law enforcement agencies will be encouraged by the ESD. Law enforcement participation in such programs is encouraged.

Child abuse investigations are governed by JHFE and JHFE-AR. The remainder of this policy is limited to law enforcement activities unrelated to child abuse investigations.

Law enforcement officials may enter ESD facilities to investigate a potential crime committed on district property or to investigate criminal matters concerning staff and students in the event such investigation is, in the opinion of the program administrator, important and urgent to justify interrupting school activities. This request may be initiated by either a law enforcement official or a district administrator as deemed appropriate by the administrator or when required by law. Whenever a law enforcement officer wishes to confer with or question a student at an ESD facility regarding a matter other than child abuse, the administrator or his/her designee shall be present at the meeting and the student's parents shall be notified of the meeting, preferably in advance.

At no time will a student be released to a law enforcement officer without a warrant, court order, arrest, or permission of the parent. When a law enforcement official removes a child from an ESD facility, the administrator or designee will verify the official's identity and record the badge number. The school administrator or designee will make a reasonable effort to promptly notify the parents if a law enforcement officer removes a child from an ESD facility by a warrant, court order, or arrest for a reason other than child abuse.

END OF POLICY

Legal Reference(s):

[ORS 329.150](#)
[ORS 419B.015](#)
[ORS 419B.045](#)

Letter Opinion, Office of the Attorney General (August 18, 1986)
Greene v. Camreta, 588 F.3d 1011 (9th Cir. 2009), vacated in part by, remanded by Camreta v. Greene, 131 S. Ct. 2020 (U.S. 2011); vacated in part, remanded by Greene v. Camreta 661 F. 3d 1201 (9th Cir. 2011).