

WESTFIELD PUBLIC SCHOOLS
Westfield, New Jersey 07090

PUPILS
5772
Questioning and Apprehension
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Abolish Policy

**Covered in Policy 9320 Cooperation with
Law Enforcement Agencies**

5772 QUESTIONING AND APPREHENSION

In order to protect pupils' rights during the time they are at school, the principal or his/her designee shall interview every person who wishes to question a pupil on school property during the school day. The Superintendent shall be informed of such questioning.

Law Enforcement Officers

- A. If a law enforcement officer has an arrest warrant, the principal shall ensure that all procedural safeguards as prescribed by law are observed. No pupil shall be taken from the school without the knowledge of the principal or other person in charge of the school. The principal shall make every reasonable effort to notify parents/guardians. The Superintendent shall be informed whenever such apprehensions take place.
- B. If a law enforcement officer, without an arrest warrant, wants to question a pupil on school property about an investigation, the principal shall request that the questioning be delayed until the parent/guardians can be present. If the officer refuses, the principal must attempt to have the parents/guardians informed immediately and a staff member shall remain with the pupil during the questioning.

DYFS

If a caseworker or authorized agent of the Division of Youth and Family Services (DYFS) wants to question a pupil, the DYFS agent shall determine whether the presence of a parent/guardian is appropriate. If no parent or guardian is present, a staff member shall remain present with the pupil.

Weapons and Substance Abuse Questioning By Staff

When questioning any pupil about possible possession, use, or distribution of proscribed substances, drug paraphernalia, alcohol, firearms or other deadly weapons, staff shall follow the procedures adopted by the Board in compliance with the safe and drug-free schools code Policy 9322 (Cooperation with Law Enforcement Agencies).

Notification

The Superintendent shall notify the Board when the police have sought to question a pupil in school, and the outcome of the questioning. The district shall make every effort to establish cordial relationships with local law enforcement and other agencies, while ensuring that the parents/guardians are informed and pupil rights are protected.

N.J.S.A. 2A:4A – 60 et al.
N.J.A.C.. 6:29 –6.3
N.J.A.C. 6:29 – 10.2 (a)
N.J.A.C. 6:29 – 10.3 (b) 5

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