
ENGROSSED SUBSTITUTE SENATE BILL 6065

State of Washington

65th Legislature

2018 Regular Session

By Senate Early Learning & K-12 Education (originally sponsored by Senators Wellman, Hunt, and Hasegawa)

READ FIRST TIME 01/26/18.

1 AN ACT Relating to school district policy and procedures for
2 interviews and interrogations of students on school premises; and
3 adding a new section to chapter 28A.320 RCW.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 28A.320
6 RCW to read as follows:

7 (1) By August 1, 2018, each school district shall adopt a policy
8 and procedures for interviews and interrogations of students on
9 school premises that at a minimum incorporates the model policy and
10 procedures on this topic revised by the Washington state school
11 directors' association in July of 2013 and must also include the
12 procedures set forth in subsection (2) of this section.

13 (2) The procedures adopted under subsection (1) of this section
14 must include the following for law enforcement interviews and
15 interrogations of students not involving child abuse or neglect
16 investigations:

17 (a) If a student is under twelve years of age, parents,
18 guardians, or designated adults must be notified and give permission
19 before any interview or interrogation takes place unless the law
20 enforcement officer has a warrant, court order, or indicates that
21 exigent circumstances exist;

1 (b) If a student is twelve to eighteen years of age, the
2 principal or designee will make a reasonable effort to contact the
3 parents or guardians prior to the interview or as soon as possible
4 thereafter. If a parent or guardian cannot be contacted, the
5 principal or designee will contact the designated adults noted on the
6 student's emergency contact card for their consent. Parent contact is
7 not required when the law enforcement officer has a warrant, court
8 order, or indicates that exigent circumstances exist;

9 (c) If a student is eighteen to twenty-one years of age, the
10 principal or designee is not required to contact the parents or
11 guardians before an interview or interrogation; and

12 (d) Except when exigent circumstances apply, law enforcement
13 officers must recognize the potential time delay for parents or
14 guardians to be contacted and a reasonable time for parents or
15 guardians to arrive at the school.

16 (3) School districts shall notify law enforcement officers within
17 their boundaries of the policy and procedures adopted under
18 subsection (1) of this section. Such notification may be by
19 electronic means.

20 (4) For the purposes of this section, "exigent circumstances"
21 means circumstances that include, but are not limited to, serious
22 threats to the health and safety of students and staff.

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