

2020 SESSION

INTRODUCED

20101073D

HOUSE BILL NO. 718

Offered January 8, 2020

Prefiled January 6, 2020

A BILL to amend the Code of Virginia by adding a section numbered 22.1-280.2:4, relating to school resource officers; custodial interrogation; parental consent.

Patron—Reid

Referred to Committee on Education

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 22.1-280.2:4 as follows:

§ 22.1-280.2:4. School resource officers; custodial interrogation; parental consent.

A. As used in this section, "custodial interrogation" means any interview of a public elementary or secondary school student conducted by a school resource officer in such circumstances that would lead a reasonable person to consider himself to be in custody associated with arrest and during which the school resource officer takes actions or asks questions that are reasonably likely to elicit responses from the student that could incriminate him.

B. No school resource officer shall conduct a custodial interrogation without the written consent of the student's parent.

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HB718