Port Orford-Langlois School District 2CJ

Code: JFCIA-AR
Revised/Reviewed: 7/18/22
Orig. Code(s): JFCIA-AR

Student Drug Testing**

Definitions

1. "Illegal drug" is any drug which an individual may not sell, possess, use, distribute or purchase under state law, or as defined in schedules I through V of the Controlled Substances Act (21 U.S.C. § 812) including, but not limited to, marijuana, cocaine, opiates, amphetamines and phencyclidine (PCP). As used in this policy, "illegal drug" also means possession, use, sale or supply of prescription and nonprescription medication - in violation of Board policy JHCD/JHCDA - Medications** and accompanying administrative regulation. "Illegal drug" shall also include alcohol.

2. ["Performance-enhancing drug" includes anabolic steroids and any other natural or synthetic substance used to increase muscle mass, strength, endurance, speed or other athletic ability. The term "performance-enhancing drug" does not include dietary or nutritional supplements such as vitamins, minerals and proteins which can be lawfully purchased in over-the-counter transactions.]

3. "Prescription medication" means any noninjectable drug, chemical compound, suspension or preparation in suitable form for use as a curative or remedial substance taken either internally or externally by a student under the written direction of a physician. Prescription medication does not include dietary food supplements.

4. "Nonprescription medication" means only commercially prepared, non-alcohol-based medication to be taken at school that is necessary for the student to remain in school. This shall be limited to eyes, nose and cough drops, cough suppressants, analgesics, decongestants, antihistamines, topical antibiotics, anti-inflammatories and antacids that do not require written or oral instructions from a physician. Nonprescription medication does not include dietary food supplements.

Consent

Each student wishing to participate in athletics [and/or extracurricular activities]~~any interscholastic athletic or cocurricular program~~ and the student's parent(s) shall consent in writing to drug testing. Written consent shall be in the form attached to this administrative regulation. No student shall be allowed to participate in athletics [and/or extracurricular activities]~~any interscholastic athletic or other cocurricular program~~ without such consent.

Selection

All student athletes [and extracurricular activity~~cocurricular program~~ participants] may be tested at the beginning of the ~~interscholastic~~ athletic season [or extracurricular activity]~~cocurricular program~~ in which they participate. In addition, selection for random testing will be by lottery from a pool of all students participating in ~~interscholastic~~ athletic [and/or extracurricular activity]~~cocurricular~~ programs in the district at the time of the drawing.

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The superintendent ~~or his/her designee~~ shall take reasonable steps to assure the integrity, confidentiality and random nature of the selection process including, but not limited to, assuring that:

1. The names of all participating students are in the pool;

2. The person drawing names has no way of knowingly choosing or failing to choose particular students for testing;

3. The identity of students drawn for testing is not known to those involved in~~Students absent on~~ the ~~date of the random~~ selection process;~~will automatically be added to the next drawing.~~

4. The selection process is observed by at least two adults.

Testing

Testing will be conducted by a laboratory selected by the district. Chain of custody procedures, as recommended by the laboratory, will be followed ~~or a designated independent collection and testing agency~~.

Samples will be collected at a mutually convenient time on the same day the student is selected for testing or, if the student is absent on that day, on the day of the student's return to school.~~will automatically be added to the next drawing.~~ If a student is unable to produce a sample at any particular time, the student will be allowed to return later that same day to provide the sample. All students selected for testing will be given the option of providing samples in private. Students who refuse to provide a sample will be considered to have tested positive and will be subject to the procedures listed below.

The testing laboratory will test for one ~~report results only to the superintendent, and/~~or more~~his/her designee.~~

~~**Scope of Tests**~~

~~The student samples may be tested for the following~~ illegal [or performance-enhancing] drugs. The superintendent shall decide prior to selection of students which illegal [~~:~~ ~~Amphetamines/Methamphetamines; Marijuana; Cocaine; Opiates; Alcohol; Barbiturates; and Benzodiazepines. Additional testing, at the district's expense, may include PCP, Nicotine, LSD or psychedelic and/~~or performance-enhancing] drugs shall be screened.~~hallucinogenic mushrooms.~~ Samples will ~~from students shall~~ not be screened for the presence of any substance~~substances~~ other than an illegal [or performance enhancing] drug or for the existence of any physical condition other than drug intoxication.

Samples will be split at the time of testing. The duplicate samples will be sealed and maintained by the laboratory in the event a second test is requested.

The testing laboratory will report results only to the superintendent or designee.

Positive Test Results

If the student's test results indicate the presence of illegal [or performance-enhancing] drugs, the following will occur:

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1. The student or parent may request~~arrange for a second urine test at mutually agreed upon testing center~~ within 72 hours of a~~the~~ positive test notification that the second specimen sample be tested~~at the parent and student's expense~~. The student may voluntarily disclose use of prescription medication which may have affected the outcome of the test;

1. If the second sample tests negative, the student and parent will be notified and no further action will be taken. If the second sample tests positive, notification will be made and a meeting will be scheduled with the student, the parent(s)~~),~~ and the principal~~ and/or his/her designee~~.

Discipline

Due process procedures will be followed for all discipline arising from violation of the district's policy.

First Positive Result

1. Notify student and parent(s);

2. Meeting scheduled by the principal~~ and/or his/her designee~~, with the parent(s) and student;

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3. The student will be given the option of:

   a. Voluntary participation and successful completion of a drug assistance program with submission to follow-up drug testing as may be required, at parent expense; OR
   b. Suspension from participation in athletics for the remainder of the current season [and the next school athletic season for which the student is eligible] [and/or suspension from extracurricular activities for [ ]].~~or 6 weeks of all athletic seasons or from the cocurricular activity the student participates in, whichever is longer, or if participating in a cocurricular program, the student will be suspended from participation for 6~~

Second Positive Result (In any two consecutive calendar years)

1. Notify student and parent(s);

2. Meeting scheduled by the principal~~, and/or his/her designee~~ with the parent(s) and student;

3. The student will be suspended from participating in athletics for the remainder of the current season and the next athletic season for which the student is eligible [and/or suspension from extracurricular activities for [ ]].~~, or if participating in a cocurricular program, the student will be suspended from participation for 12 weeks.~~

Third Positive Result (In any two consecutive calendar years)

1. Notify student and parent(s);

2. Meeting scheduled by the principal~~ and/or his/her designee~~, with the parent(s) and student;

3. The student will be suspended from participating in athletics ~~or cocurricular program~~ for the remainder [of the current season and the next two athletic seasons for which the student is eligible] [of the student's athletic career] [and/or suspended from participation in extracurricular activities for the remainder of the [school year] [student's high school career]].~~.~~

Appeal Process

A student who has been determined to be in violation of the district's drug testing policy shall have the right to appeal the decision to the superintendent or ~~his/her~~ designee. The appeal must be submitted to the superintendent, in writing, within five calendar days following the meeting with the principal.~~ and/or his/her designee.~~ The student will remain [eligible] [ineligible] to participate in ~~interscholastic~~ athletics and/or extracurricular~~cocurricular~~ activities pending the appeal.

The superintendent or ~~his/her~~ designee will determine whether the original finding was justified.

[The superintendent's decision shall be final.] [If dissatisfied with the superintendent's decision, the student may appeal to the Board by providing notice within five calendar days of the superintendent's decision.]~~.~~

Relationship to Student Discipline Policies

Normal disciplinary measures which may affect eligibility are still applicable for violations which do not arise from these testing procedures.

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STUDENT DRUG-TESTING AUTHORIZATION FORM

I understand that my performance as an athlete [and/or participant in extracurricular~~cocurricular~~ activities] and the reputation of my school are dependent, in part, on my conduct as an individual. I hereby agree to accept and abide by the Board policies, administrative regulations and rules of the [ ]~~Port Orford – Langlois School~~ District ~~2CJ~~.

I also authorize [ ]~~Port Orford – Langlois School~~ District ~~2CJ~~ to conduct a test for drug use on a urine specimen which I provide. I also authorize the release of information concerning the results of such a test to the district and to my parent(s).

This shall be deemed a consent pursuant to the Family Educational Rights and Privacy Act for the release of the above information to the parties named above.

I have received a copy of this release. I have read and understand the district policy and administrative regulation.

_____ _____

Student Signature Date

_____ _____

Parent Signature Date

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