

PROPOSED REVISIONS – PAGE THREE

INTERROGATIONS BY SCHOOL OFFICIALS	Administrators, teachers, and other professional personnel may question a student regarding the student's own conduct or the conduct of other students. In the context of school discipline, students have no claim to the right not to incriminate themselves.
BY POLICE OR OTHER AUTHORITIES	For provisions pertaining to student questioning by law enforcement officials or other lawful authorities, see GRA(LOCAL).
LOCKERS AND VEHICLES	<p>Students have full responsibility for the security of their lockers and for vehicles parked on school property. It is the student's responsibility to ensure that lockers and vehicles are locked and that the keys and combinations are not given to others. Students shall not place, keep, or maintain any article or material that is forbidden by District policy in lockers or in vehicles parked on school property.</p> <p>School officials may search lockers or vehicles parked on school property if there is reasonable cause to believe that they contain articles or materials prohibited by District policy. Students shall be responsible for any prohibited items found in their lockers or in vehicles parked on school property.</p> <p>If a vehicle subject to search is locked, the student shall be asked to unlock the vehicle. If the student refuses, the District shall contact the student's parents. If the parents also refuse to permit a search of the vehicle, the District may turn the matter over to local law enforcement officials.</p>
USE OF TRAINED DOGS	<p>The District shall use specially trained nonaggressive dogs to sniff out and alert officials to the current presence of concealed prohibited items, illicit substances defined in FNCF(LEGAL), and alcohol. This program is implemented in response to drug- and alcohol-related problems in District schools, with the objective of maintaining a safe school environment conducive to education.</p> <p>Such visits to schools shall be unannounced. The dogs shall be used to sniff vacant classrooms, vacant common areas, the areas around student lockers, and the areas around vehicles parked on school property. The dogs shall not be used with students. If a dog alerts to a locker, a vehicle, or an item in a classroom, it may be searched by school officials. Searches of vehicles shall be conducted as described above.</p>
NOTICE	<p>At the beginning of the school year, the District shall inform students of the District's policy on searches, as outlined above, and shall specifically notify students that:</p> <ol style="list-style-type: none">1. Lockers may be sniffed by trained dogs at any time.

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2. Vehicles parked on school property may be sniffed by trained dogs at any time.
3. Classrooms and other common areas may be sniffed by trained dogs at any time when students are not present.
4. If contraband of any kind is found, the possessing student shall be subject to appropriate disciplinary action in accordance with the Student Code of Conduct.

PARENT
NOTIFICATION

The student's parent or guardian shall be notified if any prohibited articles or materials are found in a student's locker, in a student's vehicle parked on school property, or on the student's person, as a result of a search conducted in accordance with this policy.

RANDOM DRUG-
TESTING PROGRAM

The District requires random drug testing of any student in grades 6–12 who chooses to participate in school-sponsored extracurricular activities.

This policy is necessary due to significant concerns with potential illegal drug use, and the safety and security of students.

VOLUNTARY
PARTICIPATION

A student who does not participate in any extracurricular activity or is not a student driver may participate voluntarily in the random drug-testing program.

Before voluntary participation is approved, the student must submit a properly completed District random drug-testing program participation agreement and consent form to the campus principal. If the student is under the age of 18, the student's parent or legal guardian shall also sign the form.

Students suspended from extracurricular activity participation and/or driving a vehicle on campus in accordance with this policy may voluntarily participate in the random drug-testing program.

At any time, upon a parent's written request, a student participating on a voluntary basis may withdraw from the random drug-testing program without consequence.

COVERED
ACTIVITIES

School-sponsored extracurricular activities for which random testing is required include all school-sponsored extra-curricular activities, including, but not limited to: UIL activities, agriculture activities and events, non-UIL sports and activities, and other District-sponsored extracurricular activities.

STUDENT DRIVERS

Students who drive to and from school and who park on school property, or within 300 feet of school property, shall be subject to the same random drug-testing requirements as students who participate in school-sponsored extracurricular activities.

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	<p>In addition to any other sanctions that may be imposed based on a student driver's participation in school-sponsored activities, a student who has a positive test result shall not be permitted to park on school property for 30 school days. After this 30-day period and upon subsequent testing with a negative result, the student shall be permitted to park on school property.</p>
SCOPE	<p>A student participating in these activities shall be tested for the presence of illegal drugs and alcohol at the beginning of each school year, prior to receiving a parking permit, and prior to joining an extracurricular program at any time during the school year.</p> <p>In addition, students shall be randomly tested throughout the school year.</p>
PURPOSE	<p>The purposes of the random drug-testing program are to:</p> <ol style="list-style-type: none">1. Provide for the health and safety of all students;2. Undermine the effects of peer pressure by providing a legitimate reason for students to refuse to use illegal drugs;3. Deter students from using drugs;4. Prevent injury or harm to students that may arise as a result of drug use; and5. Encourage students who use drugs to participate in a drug-treatment program.
DISTRIBUTION OF POLICY	<p>The District shall provide each parent and student in grades 6–12 a copy of the random drug-testing policy and consent form at the beginning of each school year. A newly enrolled student shall receive a copy of this policy when he or she registers at his or her campus. This policy shall also be made available on the District's Web site.</p>
ORIENTATION MEETINGS	<p>The District shall conduct meetings with parents and interested student participants each school year prior to the beginning of the drug-testing program. Students new to the District shall receive an orientation as part of the registration process.</p> <p>District employees shall explain the random drug-testing program and review the policy and consent form.</p> <p>Student attendance at the orientation meeting is mandatory.</p> <p>Parent attendance at the orientation meeting is recommended but not mandatory.</p>
CONSENT	<p>Before a student is eligible to participate in a practice or competition for any covered extracurricular activity, the student shall be</p>

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	<p>required annually to sign a consent form agreeing to be subject to the rules and procedures of the random drug-testing program. If the student is under the age of 18, the student's parent or guardian shall also sign a consent form. If appropriate consent is not given, the student shall not be allowed to participate in the covered extra-curricular activity practices or competitions.</p>
USE OF RESULTS	<p>Drug test results shall be used only to determine eligibility for participation in extracurricular activities. Positive drug test results shall not be used to impose disciplinary sanctions or academic penalties.</p> <p>Nevertheless, nothing in this policy shall limit or affect the application of state law, local policy, or the Student Code of Conduct. A student who commits a disciplinary offense shall be subject to consequences in accordance with the Student Code of Conduct.</p>
GRADES	<p>A positive drug test shall not affect the student's grade in any course associated with the extracurricular activity. However, if participation in the extracurricular activity is required for the course or affects the student's grade, the student may be required to satisfy participation requirements in alternative ways.</p>
CONFIDENTIALITY	<p>Drug test results shall be confidential and shall be disclosed only to the student, the student's parents, designated District officials who need the information in order to administer the drug-testing program, and other District officials with a legitimate interest in the information. Drug test results shall not be maintained with a student's academic record. Results shall not be otherwise disclosed except as required by law. Upon written request of parents/guardians or a student of legal age, the student's test results may be released to treatment facilities.</p> <p>All test results shall be destroyed when the student graduates or transfers from the District, or when the student's eligibility to participate in extracurricular activities expires. The test results shall not be transferred to another district.</p>
TESTING LABORATORY	<p>The District shall contract with a certified drug-testing laboratory to conduct testing of students' urine samples.</p> <p>Testing laboratories shall not release statistics regarding the rate of positive drug tests to any person or organization without consent of the District.</p>
COLLECTION PROCEDURES	<p>Personnel from the drug-testing laboratory shall collect urine samples under conditions that are no more intrusive than the conditions experienced in a public restroom. When selected for testing, a student shall be escorted to the school's testing site by a District employee and shall remain under employee supervision until the</p>

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	<p>student provides a sample. Samples shall be produced by a student from behind a closed restroom stall. A District employee of the same gender as the student shall be present when any samples are collected.</p>
RANDOM TESTING	<p>Random tests may be conducted on as many as 15 dates throughout the school year.</p> <p>Up to ten percent of the students participating in extracurricular activities shall be randomly selected for each test date.</p> <p>The drug-testing laboratory shall use a random selection method to identify students chosen for random testing. Students shall not receive prior notice of the testing date or time.</p>
REFUSAL TO TEST OR TAMPERING	<p>A student who refuses to be tested when selected or who is determined to have tampered with a sample shall be deemed to have a positive test result and shall be subject to the appropriate consequences depending on previous positive test results, if any.</p> <p>If a student is absent on the day of the random test, a sample shall be collected on the next random testing date.</p>
POSITIVE TEST RESULTS	<p>An initial positive test shall be confirmed by a second test of the same specimen before being reported as positive.</p> <p>In those cases where the test result indicates the presence of a prohibited substance that could have a medical explanation, the student or the student's parent if the student is under the age of 18 shall be contacted by a medical review officer (MRO) employed by the testing entity. An initial positive test shall be confirmed by a second test of the same specimen before being reported as positive.</p> <p>The MRO shall confer with the student or parent and determine if there is a medical explanation for the positive test result. If the student, or parent if the student is under the age of 18, provides a medical excuse with documentation within five working days after the conference, the MRO shall report the test result as negative. However, without medical documentation, the MRO shall report a confirmed positive test result to the designated school administrator within one school day of conferring with the student or student's parent.</p> <p>Upon receiving results of a positive drug test, the principal or administrative designee shall schedule a meeting with the student, or the student's parent if the student is under the age of 18, and the coach or sponsor of the extracurricular activity to review the test results and discuss the consequences.</p>

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SECOND CONFIRMATION TEST	<p>A parent or student who has been notified of a positive test result may request a second confirmation test. A request for a second confirmation test must be submitted in writing to the Superintendent within 48 hours from the time the student and/or parent was notified of a positive test result. Students and/or parents shall bear the expense for any second confirmation test.</p> <p>The parent or student may select the second testing entity from a list of nationally certified independent laboratories identified by the District. A list of approved laboratories may be obtained upon request.</p> <p>The results of the second test conducted by an approved second testing entity shall be used in lieu of the results generated by the District's testing entity. However, test results from a nonapproved second testing entity shall not be considered.</p>
CONSEQUENCES	<p>Consequences of positive test results shall be cumulative through the student's enrollment in middle school and shall begin anew for high school unless otherwise noted below.</p> <p>A student who has a confirmed positive drug test shall be subject to the following consequences.</p>
FIRST OFFENSE	<p>Upon the first offense of receiving a confirmed positive drug test, the student shall be suspended from all covered extracurricular activity performances, scrimmages, and/or competitions for 30 calendar days following the date the student and parent are notified of the test results.</p> <p>During the period of suspension, the student may participate in practices but not in any competitive activities.</p>
RETESTING	<p>If the student wishes to return to participation in extracurricular activities, the student must be retested at the end of the period of suspension and have a negative test result; the student shall be retested during subsequent random test dates for a period of three school months.</p>
COUNSELING	<p>The student shall attend a licensed/certified substance abuse counseling program, selected by the parents/guardians, in order to resume participation in a covered District activity. The student shall produce proof of participation in the substance abuse counseling program to the campus principal prior to the resumption of the activity. The District shall provide a list of cost-free counseling programs to the student and parent.</p>
FAILURE TO COMPLY	<p>Failure to meet these requirements within the time lines specified shall result in the student being suspended from participation in all</p>

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	identified extracurricular activities until the requirements are satisfied.
SECOND OFFENSE	Upon the second offense of receiving a confirmed positive drug test, the student shall be suspended from all covered extracurricular activities, including, but not limited to practices, travel, performances, scrimmages, and/or competitions for the remainder of the school year.
RETESTING	If the student wishes to return to participation in extracurricular activities, the student must be retested at the end of the period of suspension and have a negative test result; the student shall be retested during subsequent random test dates for a period of six school months.
COUNSELING	The student shall attend a licensed/certified substance abuse counseling program, selected by the parents/guardians, in order to resume participation in a covered District activity. The student shall produce proof of participation in the substance abuse counseling program to the campus principal prior to the resumption of the activity. The District shall provide a list of cost-free counseling programs to the student and parent.
FAILURE TO COMPLY	Failure to meet these requirements within the time lines specified shall result in the student being suspended from participation in all covered extracurricular activities until the requirements are satisfied.
THIRD OFFENSE	Upon the third offense of receiving a confirmed positive drug test, unless otherwise noted at GRADE-LEVEL EXCEPTION, below, the student shall be suspended from all covered extracurricular activities, including, but not limited to practices, travel, performances, scrimmages, and/or competitions for the remainder of his or her enrollment in the District.
GRADE-LEVEL EXCEPTION	<p>For a student in grades 6–8 who tests positive for the third time, the student shall be suspended from all covered extracurricular activities, including, but not limited to practices, travel, performances, scrimmages, and/or competitions, for the remainder of his or her enrollment in grades 6–8. The student's eligibility to participate in covered extracurricular activities shall be reinstated in grade 9.</p> <p>However, for a student who has had three offenses during his or her enrollment in grades 6–8, the consequences for a first positive test in grades 9–12 shall be the same as outlined in this policy for a third offense.</p>
APPEALS	A student or parent may appeal a decision made under this policy in accordance with FNF(LOCAL). The student shall be ineligible

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for participation in extracurricular activities while the appeal is pending.