

STUDENT RIGHTS AND RESPONSIBILITIES
INTERROGATIONS AND SEARCHES

FNF
(LOCAL)

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

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.

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.

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.

USE OF TRAINED
DOGS

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.

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.

NOTICE

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:

1. Lockers may be sniffed by trained dogs at any time.

STUDENT RIGHTS AND RESPONSIBILITIES
INTERROGATIONS AND SEARCHES

FNF
(LOCAL)

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.

VOLUNTARY DRUG-
TESTING PROGRAM
SCOPE

As part of a comprehensive drug-testing plan, the District shall offer student drug testing, with parental consent, to any student on secondary campuses in grades 7–12. Participation shall be strictly voluntary and shall not be required as a condition of attending school or enrolling in any class or extracurricular activity. There shall be no cost to the student or parent for participation in the drug-testing program.

PURPOSE

The purposes of the drug-testing program are to prevent injury, illness, and harm resulting from the use of illegal and performance-enhancing drugs and alcohol; help enforce a drug-free educational environment; deter student use of illegal and performance-enhancing drugs or alcohol; and educate students regarding the harm caused by the use of illegal and performance-enhancing drugs and alcohol.

DISTRIBUTION OF
POLICY

The District shall provide each parent and student a copy of the drug-testing policy and consent form prior to the student's participation in the drug-testing program.

EDUCATIONAL
MEETINGS

The District shall conduct meetings with parents and interested student participants prior to the beginning of each semester.

District employees shall explain the drug-testing program and review the policy and consent form.

An educational presentation of the harmful effects of drug and alcohol abuse shall be provided.

Student and parent attendance at the orientation meeting is strongly encouraged at least once per school year before the student participates in the drug-testing program.

CONSENT

Before a student is eligible to participate in the drug-testing program, the student and/or parent shall be required to sign a consent form agreeing to be subject to the rules and procedures of the

STUDENT RIGHTS AND RESPONSIBILITIES
INTERROGATIONS AND SEARCHES

FNF
(LOCAL)

drug-testing program. If the student is under the age of 18, the student's parent or guardian must also sign a consent form. If the appropriate consent is not given, the student shall not be allowed to participate in the drug-testing program. The parent may revoke the consent in writing at any time.

USE OF RESULTS

Drug test results shall not be used to impose disciplinary or academic penalties on or to seek criminal prosecution of the student. The student and parent shall be referred to drug counseling, prevention, and intervention services.

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.

CONFIDENTIALITY

Drug test results shall be confidential and shall be disclosed only to the student, the student's parents, and designated District officials who need the information in order to administer the drug-testing program or other legitimate District needs. Drug test results shall not be maintained with a student's academic record. Results shall not be otherwise disclosed except as required by law.

TESTING
LABORATORY

The Board shall contract with a certified drug-testing laboratory to conduct testing of students' urine samples.

Testing laboratories shall not release statistics regarding the rate of positive drug tests to any person or organization without consent of the District.

SUBSTANCES FOR
WHICH TESTS ARE
CONDUCTED

The District shall make available to students and parents a list of the exact substances for which tests will be conducted.

COLLECTION
PROCEDURES

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 and/or laboratory representative supervision until the student provides a sample. Samples shall be produced by a student from behind a closed restroom stall.

RANDOM TESTING

Random tests shall be conducted on as many as four dates throughout the school year.

Up to ten percent of the students participating in the program shall be randomly selected for each random test period.

STUDENT RIGHTS AND RESPONSIBILITIES
INTERROGATIONS AND SEARCHES

FNF
(LOCAL)

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.

REFUSAL TO TEST OR
TAMPERING

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 provisions of this policy.

If a student is absent on the day of the random test, a sample shall be collected on the next random testing date.

POSITIVE TEST
RESULTS

An initial positive test shall be confirmed by a second test of the same specimen before being reported as positive.

Upon receiving results of a positive drug test, the District shall schedule a meeting with the student, the student's parent if the student is under the age of 18, and the student's counselor or designee to review the test results. During the meeting, the District shall notify the parent and student of drug and alcohol abuse prevention resources available in the area. The District shall also conduct a screening/evaluation and referral to drug counseling, prevention, and/or intervention service.

If a student tests positive, a sample shall be collected on the next random testing date. After three consecutive positive test results, the District shall determine, on a case-by-case basis, if continued testing is in the best interest of the student and the District.