

**Board Authority**

The Board has final authority to determine and interpret the policies that govern the schools and, subject to the mandates and limits imposed by state and federal authorities, has complete and full control of the District. Board action shall be taken only in meetings that comply with the Open Meetings Act. [See BE(LEGAL)]

**Transacting  
Business**

When a proposal is presented to the Board, the Board shall hold a discussion and reach a decision. Although there may be dissenting votes, which are a matter of public record, each Board decision shall be an action by the whole Board binding upon each member.

**Individual Authority  
for Committing the  
Board**

Board members as individuals shall not exercise authority over the District, its property, or its employees. Except for appropriate duties and functions of the Board President, an individual member may act on behalf of the Board only with the express authorization of the Board. Without such authorization, no individual member may commit the Board on any issue. [See BDAA]

**Individual Access to  
Information**

An individual Board member, acting in his or her official capacity, shall have the right to seek information pertaining to District fiscal affairs, business transactions, governance, and personnel matters, including information that properly may be withheld from members of the public in accordance with the Public Information Chapter of the Government Code. [See GBA]

**Limitations**

If a Board member is not acting in his or her official capacity, the Board member has no greater right to District records than a member of the public.

An individual Board member shall not have access to confidential student records unless the member is acting in his or her official capacity and has a legitimate educational interest in the records in accordance with policy FL.

A Board member who is denied access to a record under this provision may ask the Board to determine whether the record should be provided or may file a request under the Public Information Act. [See GBAA]

**Requests for  
Records**

An individual Board member shall seek access to records or request copies of records from the Superintendent or other designated custodian of records, who shall respond within the time frames required by law. When a custodian of records other than the Superintendent provides access to records or copies of records to an individual Board member, the provider shall inform the Superintendent of the records provided.

In accordance with law, the District shall track and report any requests under this provision, including the cost of responding to one

or more requests by any individual Board member for 200 or more pages of material in a 90-day period.

Requests for  
Reports

No individual Board member shall direct or require District employees to prepare reports derived from an analysis of information in existing District records or to create a new record compiled from information in existing District records. Directives to the Superintendent or other custodian of records regarding the preparation of reports shall be by Board action.

Confidentiality

At the time a Board member is provided access to ~~confidential~~ records or ~~to~~ reports that are confidential or otherwise not subject to public disclosure [see GBA], ~~compiled from such records~~, the Superintendent or other District employee shall advise the Board member of the responsibility to comply with confidentiality requirements and the District's information security controls.

Referring  
Complaints

If employees, parents, students, or other members of the public bring concerns or complaints to an individual Board member, he or she shall refer them to the Superintendent or another appropriate administrator, who shall proceed according to the applicable complaint policy. [See (LOCAL) policies at DGBA, FNG, and GF]

When the concern or complaint directly pertains to the Board's own actions or policy, for which there is no administrative remedy, the Board member may request that the issue be placed on the agenda.

Visits to District  
Facilities

A Board member shall adhere to any posted requirements for visitors to first report to the main office of a District facility, including a school campus. Visits during the school or business day shall not be permitted if their duration or frequency interferes with the delivery of instruction or District operations. [See also GKC]

The Board shall retain an attorney or attorneys, as necessary, to serve as the District's legal counsel and ~~representative~~~~representatives~~ in matters requiring legal services. Services to be performed and reasonable ~~fees and expenses~~~~compensation~~ to be paid by the ~~District~~~~Board~~ shall be set forth in ~~writing~~~~a written contract~~ between the Board and the attorney or attorneys.

~~Individual~~~~In accordance with the written contract, individual~~ Board members shall channel legal inquiries through the Superintendent, Board President, or Board's designee, as appropriate, when seeking advice or information from the District's legal counsel.

~~A staff request~~~~Staff shall submit requests~~ for legal advice from the District's legal counsel ~~must be submitted~~ through the Superintendent ~~or designee~~.

~~Advice from legal counsel shall be reported to the Board upon~~~~Upon~~ request of the Board or when deemed necessary by the Superintendent, ~~Board President, or Board's designee.~~ ~~the Superintendent shall report advice from legal counsel.~~

**Evaluation  
Instrument**

~~The instrument used to evaluate the Superintendent shall be based on the Superintendent's job description [see BJA(LOCAL)] and performance goals and shall be adopted by the Board.~~

**Written Evaluation**

The Board shall prepare a written evaluation of the Superintendent at annual or more frequent intervals.

The Board shall furnish the Superintendent with a copy of the completed evaluation and shall discuss its conclusions with the Superintendent in a closed meeting, unless the Superintendent requests that the discussion be open.

**Objectives**

~~The Board shall strive to accomplish the following objectives in conducting the Superintendent's written evaluation:~~

- ~~1. Clarify to the Superintendent his or her role, as seen by the Board.~~
- ~~2. Clarify to Board members the Superintendent's role, according to the Board's written criteria, as expressed in the Superintendent's job description and the District's goals and objectives.~~
- ~~3. Foster an early understanding among new Board members of the evaluation process and the Superintendent's current performance objectives and priorities.~~
- ~~4. Develop and sustain a harmonious working relationship between the Board and the Superintendent.~~
- ~~5. Ensure administrative leadership for excellence in the District.~~

**Informal Evaluation**

The Board may at any time conduct and communicate oral evaluations to augment its written evaluations.

SCHOOL PROPERTIES DISPOSAL

CI  
(LOCAL)

The Superintendent ~~Superintendent or designee~~ is authorized to declare District materials, equipment, ~~personal property such as vehicles~~, and supplies to be unnecessary and shall dispose of unnecessary materials, equipment, ~~personal property such as vehicles~~, and supplies for fair market value. If the unnecessary property has no value, the Superintendent ~~Superintendent or designee~~ may dispose of such property according to administrative discretion.

Instructional materials shall be disposed of in accordance with law. [See CMD(LEGAL)]

Property ~~Items~~ obtained with federal funds or as federal surplus shall be managed in accordance with ~~according to federal law~~ ~~regulations~~.

**Food**  
**Donation**~~Donations~~

The Superintendent shall be authorized to develop regulations for the District ~~campuses~~ to donate or otherwise dispose of leftover food in accordance with law.

**Meal Charges**  
State Law

As established by the Board, a student with an exhausted or insufficient balance on his or her meal card or meal account shall be allowed to continue to purchase ~~meals for up to~~ meals for up to a total of \$15. The Superintendent shall develop administrative regulations for this grace period to address:

1. The District's processes for parent notification during the grace period, including a schedule for repayment; and
2. Whether the student will be limited to certain foods or beverages during this grace period, and, if so, the District's efforts to minimize overt identification of the student.

No fees or interest shall be charged by the District for meals purchased during the grace period.

Federal Law

For each campus that participates in the federal school breakfast or lunch programs under which students may incur a meal charge, the District's administrative regulations shall also address procedures for a student who has insufficient funds to purchase a meal following exhaustion of the grace period described above. The procedures shall address:

1. The parameters under which ~~reimbursable or alternate~~ meals shall be served to the student;
2. The District's efforts to minimize overt identification of the student; and
3. How the District will attempt to collect unpaid debt in order to maintain the financial integrity of the food service account.

FOOD AND NUTRITION MANAGEMENT  
PROCUREMENT

COA  
(LOCAL)

**Procurement**

The Superintendent shall oversee the use of federal child nutrition funds to procure appropriate goods and services necessary for providing food service to students and shall develop and enforce financial management systems, internal control procedures, procurement procedures, and other administrative procedures as needed to comply with all state and federal requirements for use of these funds.

[See CO(LEGAL) and COA(LEGAL)]

**Geographic Preference**

The Board delegates to the Superintendent the authority to determine whether the District will apply a geographic preference when procuring unprocessed, locally grown or locally raised agricultural products and to:

1. Specify the types of products for which any geographic preference will be applied; and
2. Define the geographic area to be preferred for each applicable product.

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FOOD AND NUTRITION MANAGEMENT  
FREE AND REDUCED-PRICE MEALS

COB  
(LOCAL)

**Eligibility Appeals**

The District shall provide a hearing process in compliance with U.S. Department of Agriculture (USDA) requirements for disputes about a student's eligibility for free or reduced-price meal programs. A parent or student may appeal the decision of the hearing official in accordance with FNG(LOCAL).

**Civil Rights  
Complaints**

A person alleging discrimination in school meal programs based on race, color, national origin, sex, age, or disability shall be informed of the procedures and right to file a complaint with the Texas Department of Agriculture (TDA) Food and Nutrition office and the USDA. Complaints received by District personnel shall be forwarded to TDA.



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**INSURANCE AND ANNUITIES MANAGEMENT  
LIABILITY INSURANCE**

**CRB  
(LOCAL)**

**Trustees and  
Employees**

The District shall purchase insurance as provided in CRB(LEGAL) to fund the cost of litigation to protect the District, its employees, and Trustees who are exposed to individual liability by virtue of their official duties. [See CRB(LEGAL)]

**Tort Claims**

In addition, the District shall purchase insurance to protect the District and employees from liability under the Tort Claims Act. [See CRB(LEGAL)]

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**Note:** Unless otherwise noted, the terms “video recording,” “video surveillance,” and “video monitoring” shall also include any associated audio recordings. In addition, the term “classroom” shall also include other special education settings subject to video and audio recording required by law.

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To promote student safety, the District shall comply with requests for video and audio monitoring of certain self-contained special education classrooms as required by law. Regular or continual monitoring of video recordings shall be prohibited. Video recordings shall not be used for teacher evaluation or monitoring or for any purpose other than the promotion of student safety.

The Superintendent~~The Superintendent~~ is responsible for coordinating the provision of equipment to campuses in compliance with the law.

The Superintendent shall ensure that administrative regulations are developed to implement this policy.

**Requests**

For Following Year

A parent of a student receiving special education services and whose placement for the following school year will be in a self-contained classroom eligible for video surveillance may request ~~in writing~~ that a video camera be placed in the classroom by the end of the current school year or by the tenth business day after the student’s admission, review, and dismissal (ARD) committee determines the student’s placement, whichever is later. If such a request is made, the campus shall begin operation of the camera by the deadlines in law.

For Current Year

Written requests from a parent, assistant principal, principal, staff member, or the Board shall be submitted and processed in accordance with the procedures in law.

Response

As required by law, the District shall provide a response to the ~~requester~~requester not later than the seventh business day after receipt of the request.

**Notice**

Before a camera is activated, the principal shall provide advance written notice to staff on the campus and to parents of the students assigned to or engaging in school activities in the classroom that video and audio surveillance will be conducted in the classroom.

**Installation and  
Operation**

The classroom subject to the request shall begin operation of video surveillance not later than the time frames required in law, except when the District is granted an extension of time.

When the District has installed video cameras in a classroom as required by law, the District shall operate the cameras during the instructional day at all times when **one or more** students are in the classroom. For purposes of this policy, the instructional day shall be defined as the portion of a school day during which instruction is taking place in the classroom.

For the school year in which a campus receives a request for video and audio surveillance, the campus shall continue to operate and maintain any video cameras placed in the classroom for as long as the classroom continues to satisfy the requirements in Education Code 29.022(a). However, the campus may discontinue operation of the video camera during the year if the ~~requester~~**requestor** withdraws the request in writing and no request is submitted to continue the **surveillance**. **Before a camera is deactivated, the principal shall provide advance written notice to staff on the campus and to parents of the students assigned to or engaging in school activities in the classroom that video and audio surveillance will be discontinued in the classroom and of the opportunity to request continued video and audio surveillance.**

Video cameras must be capable of recording video and audio of all areas of the classroom, including a room attached to the classroom used for time out as defined by law. No visual monitoring, other than incidental coverage, shall be conducted of the inside of a bathroom or other area used for ~~toileting or diapering a student or removing or changing a student's clothes.~~

The District shall post notice at the entrance to a classroom in which video cameras are placed stating that video and audio surveillance is conducted in that classroom.

**Retention of Recordings**

Video recordings shall be retained for at least three months after the date of the recording but may be retained for a longer period in accordance with the District's records management program, or as required by law. [See CPC]

**Confidentiality of Recordings**

Video recordings made in accordance with this policy shall be confidential and shall only be ~~released~~**accessed** or viewed by the individuals and in the limited circumstances permitted by law. The following individuals shall have authority to view video recordings to the extent permitted by the Family Educational Rights and Privacy Act (FERPA):

1. A District employee or a parent of a student who is involved in an alleged incident documented by a recording and reported to the District;

2. Appropriate Department of Family and Protective Services (DFPS) personnel as part of an investigation of alleged abuse or neglect of a child;
3. A peace officer, school nurse, District administrator trained in de-escalation and restraint techniques, or human resource staff member in response to a report of an alleged incident or an investigation of an employee or a report of alleged abuse committed by a student; and
4. Appropriate [Texas Education Agency](#) TEA or State Board for Educator Certification personnel or their agents as part of an investigation.

For purposes of this policy, the term "human resource staff member" shall include the Superintendent, a principal, an assistant principal or other campus administrator, and any supervisory position within the District's human resources office. If an individual listed in items 2 ~~through 4~~, above, believes that a recording shows a violation of District policy or campus procedures, the individual may allow access to the recording by appropriate legal and human resources personnel designated by the District for the purpose of determining whether a policy or procedure has been violated.

Any person who suspects that child abuse or neglect has occurred shall report this suspicion as required by law and District policy. [See FFG]

#### Reporting an Incident

A person alleging that an incident, as defined by law, has occurred in a classroom in which video surveillance is conducted shall file a report on the form provided by the District with the principal as soon as possible after the person suspects the alleged incident. If possible, an incident report form shall be filed within 48 hours of the facts giving rise to the allegation. The principal shall promptly view, or direct an authorized individual to view, the video surveillance footage to identify the relevant portion of the recording. [No later than ten District business days](#) ~~No later than ten District business days~~ after the report is filed, the principal or designee shall respond by notifying the person whether the alleged incident was recorded in the District's video surveillance footage and shall initiate other steps as required by law, District policy, or local procedures.

#### Complaints

Complaints related to video and audio recordings under this policy shall be filed in accordance with DGBA, FNG, or GF, as applicable. A complainant who is dissatisfied with the outcome of the District's complaint process may appeal in writing to the commissioner of education in accordance with Education Code 7.057 [and 19 Ad-](#)

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SPECIAL EDUCATION  
VIDEO/AUDIO MONITORING

EHBAF  
(LOCAL)

Administrative Code 103.1303. A parent, staff member, or District administrator may request an expedited review in accordance with 19 Administrative Code 103.1303, ~~including requesting an expedited review.~~

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4 of 4

STUDENT RIGHTS AND RESPONSIBILITIES  
INVESTIGATIONS ~~INTERROGATIONS~~ AND SEARCHES

FNF  
(LOCAL)

Questioning  
Students

District  
officials ~~Interrogation  
s~~

~~By School Officials~~  
Authorities

~~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 may not refuse to answer questions based on ~~a have-no-claim-to~~ the right not to incriminate themselves.

For provisions pertaining to student questioning by law enforcement officials or other ~~state or local governmental~~ ~~lawful~~ authorities, see GRA(LOCAL).

District Property  
Desks, Lockers and  
Vehicles

~~Students have full responsibility for the security of their~~ lockers, District-provided technology, and similar items are ~~the-and-for-vehicles-parked-on-school~~ property of ~~It is the~~ District and ~~student's re-~~ sponsibility to ensure that ~~lockers and vehicles are locked and that the keys and combinations are~~ provided for student use as a matter of convenience. District property is subject to search or inspection at any time without notice. Students have no expectation of privacy in District property. ~~not given to others.~~ Students shall be fully responsible for the security and contents of District property assigned to them. No student shall ~~not place or, keep~~ in a desk, locker, District-provided technology, or similar item, ~~or maintain~~ any article or material prohibited ~~that is forbidden~~ by law, District policy, or the Student Code of Conduct. Students shall be responsible for any prohibited item found in District property provided to the student.

Searches in General

District officials may conduct searches of students, their belongings, and their vehicles in accordance with state and federal law and District policy. Searches of students shall be conducted in a reasonable and nondiscriminatory manner.

District officials may initiate a search in accordance with law, including, for example, based on reasonable suspicion, voluntary consent, or pursuant to District policy providing for suspicionless security procedures, including the use of metal detectors.

In accordance with the Student Code of Conduct, students are responsible for prohibited items found in their possession, including items in their personal belongings ~~in lockers~~ or in vehicles parked on District ~~school~~ property.

Reasonable-  
Suspicion Searches

Searches should be reasonable at their inception and in scope. If ~~School officials may search lockers or vehicles parked on school property if there is reasonable suspicion~~ ~~cause~~ to believe that searching a student's person, belongings, or ~~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><del>If a vehicle will reveal evidence of a violation of subject to search is locked, the student shall be asked to unlock the vehicle. If the student refuses, the District shall contact the Student Code of Conduct, a District official may conduct student's parents. If the parents also refuse to permit a search in accordance with law and District regulations of the vehicle, the District may turn the matter over to local law enforcement officials.</del></p>
Suspicionless Searches	<p>For purposes of this policy, a suspicionless search is a search carried out based on lawful security procedures, such as metal detector searches or random drug testing.</p>
Use of Trained Dogs	<p><del>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.</del></p> <p><del>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.</del></p>
Notice	<p><del>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:</del></p> <ol style="list-style-type: none"><li><del>1. Lockers may be sniffed by trained dogs at any time.</del></li><li><del>2. Vehicles parked on school property may be sniffed by trained dogs at any time.</del></li><li><del>3. Classrooms and other common areas may be sniffed by trained dogs at any time when students are not present.</del></li><li><del>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.</del></li></ol>
Parent Notification	<p><del>The student's parent 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.</del></p>
Metal Detector Searches	

~~Equitable Use of~~  
Trained Dogs

In order to maintain a safe and disciplined learning environment, ~~Students shall be notified at the beginning of each school year that they are~~ the District reserves the right to ~~beginning of each school year that they are~~ subject students to metal detector searches when entering a District campus and at off-campus, school-sponsored activities. ~~on a random basis.~~

The District reserves the right to use trained dogs to conduct screening for concealed prohibited items. Such procedures shall be unannounced. The dogs shall not be used with students; however, students may be asked to leave personal belongings in an area that will be screened. If a dog alerts to an item or an area, it may be searched by District officials.

~~Random~~ To ensure that metal detector searches are conducted uniformly and equitably, ~~school administrators shall:~~

- ~~1. Minimize inconvenience to students and interference with the educational process;~~
- ~~2. Maximize detection and deterrent value by regularly searching significant numbers of students;~~
- ~~3. Ensure that patterns are not established that would allow students to avoid searches by predicting the time and location of a search; and~~
- ~~4. Avoid the appearance that a particular student or group of students is either being favored or targeted by adopting schemes, well in advance of the search, that leave the operator of the metal detector an absolute minimum of discretion.~~

~~Athletic Drug-~~  
Testing Program

The District requires the random drug-testing of any student in grades 9-12 who chooses to participate in school-sponsored extracurricular athletic activities.

The Superintendent shall develop regulations for the implementation of the District's random ~~All students in grades 9-12 who participate in athletics shall be subject to a~~ student drug-testing program that address. ~~The purpose of the drug testing program is to:~~

- ~~1. Serve as a deterrent to the use of alcohol and illegal drugs among the students;~~
- ~~2. Offer students a vehicle by which to resist peer pressure regarding the use of alcohol and illegal drugs;~~
- ~~3. Provide a source of support and assistance to students trying to avoid the use of alcohol and illegal drugs;~~
- ~~4. Teach students self responsibility for one's decisions and actions; and~~



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INVESTIGATIONS INTERROGATIONS AND SEARCHES

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(LOCAL)

~~6. — Ensure the health and safety of students who might represent the school in an athletic activity.~~

**Distribution of Policy and Consent**

~~The District's drug-testing policy shall be available on the District website. In addition, each participant and his or her parent shall be provided with a copy of the District's drug-testing policy and drug-testing consent form as part of the athletic participation packet. The consent form shall be signed and dated by the student and parent before the student shall be eligible to practice or participate in any athletic program, including off-season training.~~

**Use of Results**

~~Drug test results shall be used only to determine whether a student needs access to drug counseling resources and eligibility for participation in athletic competition. Positive drug test results shall not be used to impose disciplinary sanctions or academic penalties.~~

~~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 parent, and designated District officials who need the information in order to administer the drug testing program. Drug test results shall not be maintained with a student's academic records. Results shall not be otherwise disclosed except as required by law.~~

~~The parent of a student shall be entitled to access the student's file maintained by the District designee.~~

**Testing Laboratory**

~~The District shall contract with a vendor who utilizes a drug testing laboratory certified by the Substance Abuse and Mental Health Services Administration (SAMHSA) to conduct testing of students' urine samples.~~

~~The testing laboratory 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**

~~For the purpose of this policy, the terms "illegal drugs" and "drugs" shall specifically include, but not be limited to, the following:~~

- ~~1. Covered activities Alcohol (while not an illegal drug, is included since its use or possession by a minor is illegal);~~
- ~~2. — Amphetamines/Methamphetamines;~~
- ~~3. — Barbiturates;~~
- ~~4. — Benzodiazepines;~~

- ~~5. Cannabinoide;~~
- ~~6. Methadone;~~
- ~~7. Nitrates (including niacin and purpose specimen altering drugs);~~
- ~~8. Opiates;~~
- ~~9. Phencyclidine; and~~
- ~~10. Any substance, other than alcohol, having psychological and/or physiological effects on a human being and that is not a prescription or nonprescription medication, including controlled, dangerous substances and controlled substance analogs or volatile substances that produce the psychological and/or physiological effects of a controlled, dangerous substance through deliberate inhalation. This specifically includes controlled substances that are illegal to possess or use pursuant to the Texas Controlled Substance Act.~~

~~Collection  
Procedures~~

~~Personnel from the drug testing laboratory shall collect urine 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 location by a District employee and shall remain under supervision until he or she provides a urine sample. Personnel from the drug testing vendor and/or a District employee of the same gender as the student shall be present when any samples are collected.~~

~~A student who fails to produce a sample within two hours shall be considered as having a positive test. The drug testing vendor shall determine the beginning and ending of the two hour time period.~~

~~Testing Procedures~~

~~The drug testing vendor shall provide the personnel to conduct the collecting, transporting, and testing, as well as randomly selecting the students to be tested.~~

~~The drug testing vendor shall use a random selection method to identify students chosen for random testing. Random tests shall be conducted on as many as ten dates throughout the school year. Students shall not receive prior notice of the testing date or time. In addition, a strict chain of custody shall be enforced to eliminate invalid tests or outside influences.~~

~~No less than ten percent and no more than 30 percent of the students participating in the program, shall be randomly selected for each random test date.~~

1. ~~Written consent and confidentiality of results;~~

Testing ~~Positive Test~~ In the event a test is positive, the following procedures shall be followed:

- ~~1. If the initial screening test of a urine sample is positive, it shall be subject to a Gas Chromatography/Mass Spectrometry (GC/MS) test to determine specific levels of the illegal substance found in the specimen. The drug-testing company shall preserve any urine specimen that tests positive.~~
- ~~2. The positive test result shall be turned over to a medical review officer (MRO). The MRO shall notify the parent concerning the positive test. In the event the parent is inaccessible upon the initial phone call, the MRO shall continue to contact the parent daily, over a period of three business days. If a parent is still inaccessible after repeated attempts over the period of three business days to make contact, the drug-testing vendor shall seek assistance from the District designee to contact the parent.~~
- ~~3. Upon contact, the parent shall have 48 hours from the date of notification of a positive drug test to provide a copy of any prescription to the MRO that may influence a positive drug test. The MRO shall review the student's prescription and make a final determination concerning the status of the tested specimen.~~
- ~~4. If the parent refuses to provide a copy of the prescription to the MRO, the student's test shall be confirmed to be positive. The drug-testing vendor shall contact the District's designee concerning the positive test.~~
- 5.1. Within two school days from receiving a confirmation of a positive test from the testing vendor, the District designee shall contact the parent to set up a joint meeting between the District designee, the parent, and collection process; and the student to discuss the consequences of the positive test.
2. Applicable consequences.
- ~~6. If a student or parent disagrees with the positive test results, they may request at their own expense to submit a retest to a District-approved testing laboratory for further consideration. To exercise the option of retesting, a sample must be submitted within 48 hours of the phone call by the District designee to request a joint meeting to discuss the consequences of the positive drug test. Based on the initial positive drug test the District designee shall inform the parent which options are available to the parent for retest.~~

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(LOCAL)

- a. ~~Hair test sample~~—This option is available if the student initially tested positive for one or more of the following illegal substances;
  - (1) ~~Amphetamines/Methamphetamines~~
  - (2) ~~Cannabinoids~~
  - (3) ~~Opiates~~
  - (4) ~~Phencyclidine~~
- b. ~~Urine sample~~—This option is available if the student initially tested positive for any of the drugs listed under this policy at ~~SUBSTANCES FOR WHICH TESTS ARE CONDUCTED~~. The original urine specimen provided by the student and preserved by the drug testing laboratory shall be provided to another SAMHSA certified drug testing laboratory for testing.

~~Diluted Adulterate  
Test Result or  
Tampering or  
Refusal to Test~~

~~A diluted drug test result shall be referred to the MRO for clarification. The result may be that the student shall retest at the request of the MRO. A nitrite drug test result shall be considered a positive drug test result. An adulterated test sample shall be considered a positive drug test. The student shall be subject to the appropriate consequences depending on previous positive test results, if any.~~

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

~~Consequences~~

~~Consequences of positive test results shall be cumulative through the student's enrollment in the District.~~

~~First Offense~~

~~1. Upon receiving results of a positive drug test, the District designee shall schedule a joint meeting with the student and the student's parent to review the test results and discuss consequences.~~

~~2. Upon first offense of receiving a confirmed positive drug test, the student shall be suspended for 30 percent of the athletic contests as defined by the schedule of competitive events [See FNF(EXHIBIT C)]. The suspension shall be effective immediately if the student is participating in a sport that is in competitive season. If the student's sport is in competitive season and the time of suspension is not completed by the end of the season, the student has two options to complete his or her suspension:~~

- a. ~~The suspension time shall carry over into the student's next competitive sport season; or~~

~~b. If the student only participates in one competitive sport season, the suspension shall be completed the following school year of the competitive sport season.~~

- ~~3. The student shall participate in a drug assistance program at the parent's expense or the District's drug assistance program.~~
- ~~4. In order to be eligible to return to athletic competition upon completion of the suspension, the student and parent must, within ten school days of the joint meeting, show proof that the student is participating in drug counseling from a qualified drug treatment program or counseling entity.~~
- ~~5. The student shall be required to participate in all random test dates for one calendar year.~~

~~If the student and parent decide not to participate in a drug assistance program, the student shall be suspended from athletic activities for one calendar year. The student must continue to participate in all random test dates for one calendar year to be eligible for consideration of re-entry into the athletic program. If the student refuses to participate in the random drug testing dates, the student shall not be allowed to participate in athletics for the remainder of his or her UIL eligibility.~~

*Second Offense*

- ~~1. Upon receiving results of a second positive drug test, the District designee shall schedule a joint meeting with the student and the student's parent to review the test results and discuss consequences.~~
- ~~2. The student shall be suspended from participation in athletic activities for one calendar year and shall retest before returning to athletic activities.~~
- ~~3. The student shall participate in a drug assistance program at the parent's expense or in the District's drug assistance program. In order to be eligible for future participation in athletic competition, the student's parent must, within ten school days of the joint meeting, show proof that the student is participating in a drug counseling program from a qualified drug assistance program or counseling entity.~~
- ~~4. The student shall be required to participate in all random test dates for one calendar year to be eligible for consideration of re-entry into the athletic program. If the student refuses to participate in the random drug testing dates, the student shall not be allowed to participate in athletics for the remainder of their UIL eligibility.~~

*Third Offense*

- ~~1. Upon receiving results of a third positive drug test, the District shall schedule a meeting with the student and the student's parent to review the test results and discuss consequences.~~
- ~~2. The student shall be suspended from participation in athletic activities for the remainder of his or her UIL eligibility.~~
- ~~3. The student shall be encouraged to participate in a drug assistance program at the parent's expense or in the District's drug assistance program.~~

Appeal

A student or parent may appeal a decision made under ~~the random drug-testing program~~~~this policy~~ in accordance with FNF(LOCAL). ~~The District shall not accept for any part of its drug-testing program, including for purposes of an appeal of a positive test, any test results submitted by a parent or student from drug tests not performed by a District-approved testing laboratory.~~ The student shall be ineligible for ~~participation in extracurricular athletic activities~~~~participation in athletic activities~~ while the appeal is pending.

**Voluntary Drug Testing Program**

~~The District shall make available to parents a voluntary drug testing program for students enrolled in grades 9–12 in the District. Parents may enroll their children in the voluntary drug testing program at any time; however, a request and consent form signed by the parent shall be required annually for continued participation.~~

~~At the time of enrollment in the voluntary drug testing program, the parent shall be charged a fee, determined by the District, to cover the cost of the student's participation in the program for that school year.~~

~~Students enrolled in the voluntary drug testing program by their parents shall be included as a part of the same pool for random testing. There are no guarantees to the number of times, if any, the enrolled student's ID number shall be pulled as a part of the random sampling group.~~

~~The testing laboratory shall directly communicate to parents the test results for students participating only in the voluntary drug testing program. In addition, the testing laboratory shall notify the parent when the student refuses or fails to take a scheduled drug test. Individual students' test results shall not be reported to the District under this voluntary program.~~

**STUDENT RIGHTS AND RESPONSIBILITIES  
INVESTIGATIONS AND SEARCHES**

**FNF  
(LOCAL)**

**Questioning  
Students**

District officials may question a student regarding the student's own conduct or the conduct of other students. In the context of school discipline, students may not refuse to answer questions based on a right not to incriminate themselves.

For provisions pertaining to student questioning by law enforcement officials or other state or local governmental authorities, see GRA(LOCAL).

**District Property**

Desks, lockers, District-provided technology, and similar items are the property of the District and are provided for student use as a matter of convenience. District property is subject to search or inspection at any time without notice. Students have no expectation of privacy in District property. Students shall be fully responsible for the security and contents of District property assigned to them. No student shall place or keep in a desk, locker, District-provided technology, or similar item any article or material prohibited by law, District policy, or the Student Code of Conduct. Students shall be responsible for any prohibited item found in District property provided to the student.

**Searches in General**

District officials may conduct searches of students, their belongings, and their vehicles in accordance with state and federal law and District policy. Searches of students shall be conducted in a reasonable and nondiscriminatory manner.

District officials may initiate a search in accordance with law, including, for example, based on reasonable suspicion, voluntary consent, or pursuant to District policy providing for suspicionless security procedures, including the use of metal detectors.

In accordance with the Student Code of Conduct, students are responsible for prohibited items found in their possession, including items in their personal belongings or in vehicles parked on District property.

**Reasonable-  
Suspicion Searches**

Searches should be reasonable at their inception and in scope. If there is reasonable suspicion to believe that searching a student's person, belongings, or vehicle will reveal evidence of a violation of the Student Code of Conduct, a District official may conduct a search in accordance with law and District regulations.

**Suspicionless  
Searches**

For purposes of this policy, a suspicionless search is a search carried out based on lawful security procedures, such as metal detector searches or random drug testing.

***Metal Detector  
Searches***

In order to maintain a safe and disciplined learning environment, the District reserves the right to subject students to metal detector searches when entering a District campus and at off-campus, school-sponsored activities.

**STUDENT RIGHTS AND RESPONSIBILITIES  
INVESTIGATIONS AND SEARCHES**

**FNF  
(LOCAL)**

**Use of Trained Dogs**

The District reserves the right to use trained dogs to conduct screening for concealed prohibited items. Such procedures shall be unannounced. The dogs shall not be used with students; however, students may be asked to leave personal belongings in an area that will be screened. If a dog alerts to an item or an area, it may be searched by District officials.

**Random Drug-  
Testing Program**

The District requires the random drug-testing of any student in grades 9-12 who chooses to participate in school-sponsored extracurricular athletic activities.

The Superintendent shall develop regulations for the implementation of the District's random student drug-testing program that address the following:

1. Covered activities and purpose of the program;
2. Written consent and confidentiality of results;
3. Testing procedures and collection process; and
4. Applicable consequences.

**Appeal**

A student or parent may appeal a decision made under the random drug-testing program in accordance with FNG(LOCAL). The student shall be ineligible for participation in extracurricular athletic activities while the appeal is pending.