

# Board Information Item

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	<div>Information Packet <input type="checkbox"/></div> <div>Board Agenda Information <input type="checkbox"/></div> <div>Board Agenda Action <input type="checkbox"/></div> <div>Board Agenda Consent <input checked="" type="checkbox"/></div> <div>05/19/2025</div>
<b>Subject:</b>	Changes to Board Policy FNF(LOCAL), Searches and Seizures (Drug Testing)
<b>Contact Person:</b>	Dr. Holly Ray, Chief of Schools Paula Barbaroux, Chief Operations Officer
<b>Policy/Code:</b>	Board Policy FNF(LOCAL)
<b>Priority and Performance Objective:</b>	<p>Priority 1: Student Achievement and Post Secondary Preparedness Objective 1.3: Safety and Well-Being Objective 1.4: Student Involvement</p> <p>Priority 4: Strong Financial Stewardship and Internal System Efficiency Objective 4.1: Transparent Financial Stewardship Objective 4.2: Effective and Efficient District Operations</p>
<b>Summary:</b>	<p>Thee recommended changes for Board Policy FNF(LOCAL) affect the section on student drug testing. The administration recommends removing the testing of students' hair from the items tested in the laboratory and limiting drug testing to urine tests only as students rarely test positive for alcohol because it dissipates quickly from the system.</p> <p>The administration also recommends eliminating the specific list of extracurricular activities subject to testing, since all students participating in any extracurricular activity are already required to undergo drug testing and these groups change frequently. Additionally, the administration recommends removing sections related to orientation meetings and consent forms, which are procedures that better fit in an administrative regulation. Finally, the administration recommends removing the option for a</p>

voluntary, parent-paid drug testing program, as this program has been rarely utilized and the availability of drug testing kits through a local pharmacy is more easily accessible. These changes are intended to simplify the policy and ensure it accurately reflects current practices.

The recommended changes in the policy would be effective beginning with the 2025-2026 school year.

**Attachments:**

Proposed Board Policy FNF(LOCAL)  
AR Student Random Drug Testing

**Recommendation:**

The recommendation is for the Board of Trustees to approve the changes to Board Policy FNF(LOCAL) as presented.

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**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.

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**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 activities.

**Covered Activities**

~~School-sponsored extracurricular activities for which testing is required include:~~

<del>Athletic Training</del>	<del>Band</del>	<del>Baseball</del>
<del>Basketball</del>	<del>Bass Fishing</del>	<del>BPA*</del>
<del>Cheerleading</del>	<del>Choir</del>	<del>Color Guard</del>
<del>Cross-Country</del>	<del>DECA*</del>	<del>Drill Team</del>
<del>E-Sports</del>	<del>FCCLA*</del>	<del>FFA*</del>
<del>Football</del>	<del>Golf</del>	<del>Gymnastics</del>
<del>Honor Guard</del>	<del>HOSA*</del>	<del>Journalism</del>
<del>Oral Interpretation</del>	<del>Outdoor Shotgun</del>	<del>PALS*</del>
<del>Red/Blue Jackets</del>	<del>SkillsUSA</del>	<del>Soccer</del>
<del>Softball</del>	<del>Speech/Debate</del>	<del>Spirit Squad</del>
<del>Student Council</del>	<del>Swimming/Diving</del>	<del>Tennis</del>
<del>Theater</del>	<del>Track and Field</del>	<del>UIL Academics</del>
<del>UIL Robotics</del>	<del>Volleyball</del>	<del>Water Pole</del>
<del>Wrestling</del>		

~~\*Business Professionals of America (BPA)~~

~~\*Distributive Education Clubs of America (DECA)~~

~~\*Family, Career and Community Leaders of America (FCCLA)~~

~~\*Future Farmers of America (FFA)~~

~~\*Health Occupation Students of America (HOSA)~~

~~\*Peer Assistant Leadership Students (PALS)~~

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	<del>Covered activities also include any extracurricular activity offered in the future, even if it is not specifically named in this policy.</del>
Purpose	<p>The purposes of the drug-testing program are to:</p> <ol style="list-style-type: none"><li>1. Prevent injury, illness, and harm resulting from the use of illegal and performance-enhancing drugs or other harmful illegal substances;</li><li>2. Help enforce a drug-free educational environment;</li><li>3. Deter student use of illegal and performance-enhancing drugs or other harmful illegal substances; and</li><li>4. Educate students regarding the harm caused by the use of illegal and performance-enhancing drugs or other harmful illegal substances.</li></ol>
Distribution of Policy	<p>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 an affected activity.</p>
Orientation Meetings for Students	<p><del>The District shall conduct meetings with student participants prior to the beginning of each semester. District employees shall explain the drug-testing program and shall review the policy and consent form. An educational presentation on the harmful effects of drug and other illegal substances abuse shall be provided.</del></p> <p><del>Student attendance at the orientation meeting is mandatory.</del></p>
Consent	<p><del>Before a student is eligible to participate in extracurricular activities, the student shall be required annually to sign a consent form agreeing to be subject to the rules and procedures of the 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 extracurricular activities.</del></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>
Confidentiality	<p>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</p>

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	<p>program. Drug test results shall not be maintained with a student's academic record. Results shall not be otherwise disclosed except as required by law.</p>
Testing Laboratory	<p>The Board shall contract with a certified drug-testing laboratory to conduct testing of students' urine or hair 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> <p>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 the District's contracted testing laboratory as part of the District's drug-testing program.</p>
Substances for Which Tests Are Conducted	<p>The drug-testing laboratory shall test for the presence of:</p> <ul style="list-style-type: none"><li>• Alcohol;</li><li>• Marijuana;</li><li>• Cocaine;</li><li>• Methaqualone;</li><li>• Benzodiazepines;</li><li>• Phencyclidine (PCP);</li><li>• Methadone;</li><li>• Barbiturates;</li><li>• Propoxyphene;</li><li>• Amphetamines;</li><li>• Opiates; and</li><li>• Metabolites of any of these substances.</li></ul>
<i>Category I</i>	
<i>Category II</i>	<p>At the direction of designated District officials, the drug-testing laboratory may test all samples, a random percentage of samples, or no samples for the presence of nicotine.</p>
Collection Procedures	<p>Personnel from the drug-testing laboratory shall collect urine <del>or hair samples</del> 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 student provides a sample. A District employee of the</p>

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	same gender as the student shall be present when any samples are collected.
Random Testing	<p>Random tests shall be conducted on as many as 48 dates throughout the school year.</p> <p>No less than 10 percent and no more than 40 percent of the students participating in the program shall be randomly selected throughout the year.</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. In addition, a strict chain of custody shall be enforced to eliminate invalid tests or outside influences.</p>
Tampering or Refusal to Test	<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>A student who is determined to have tampered with a sample shall be given the option to immediately provide a second sample. If the student does not provide a sample, the school administration shall attempt to contact the student's parent and inform the parent of the situation and of the student's decision.</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>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, an administrator, and the coach or sponsor of the extracurricular activity to review the test results and discuss consequences.</p> <p>The student or parent shall have five school days following the meeting to provide a medical explanation for a positive result.</p>
Drug Abuse Prevention	After any positive test, the District shall notify the parent and student of drug and other harmful illegal substance abuse prevention resources available in the area.
Consequences	Consequences of positive test results shall be cumulative throughout the student's enrollment in the District.

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*Category I*

First Offense

A student who has a confirmed positive drug test under Category I shall be required to attend a minimum of three sessions with the District's student advocate services (SAS) counselor or pre-approved SAS counselor-referred services at the student's or parent's expense. The student shall be suspended from any extracurricular activity from the date the student and parent are notified of the test results until the student has completed two of the three required counseling sessions. The student shall be retested at every scheduled random drug-testing date for one calendar year. Proof of counseling and testing must be provided to the principal prior to the revocation of the suspension.

During the period of suspension, the student may participate in practices but not in any performances, contests, games, or any extracurricular field trips. A medical release shall be required prior to practicing with a team. The student shall be permitted to complete a maximum of one counseling session per school week. The third and final required counseling session must be scheduled and submitted to the principal prior to the return to participation. Should the student fail to submit proof of attendance for the prescheduled third counseling session, the student shall be suspended until proof of the completed final session is submitted to the principal.

Second Offense

A student who has a second confirmed positive drug test under Category I shall be suspended from any extracurricular activity for 60 calendar days following the date the student and parent are notified of the test results.

If the parent and student receive the notice when there are fewer than 60 calendar days remaining in the season of an extracurricular activity in which the student is participating, the number of suspension days not served by the student shall be served either during the next schedule of that activity or during the subsequent schedule of any other extracurricular activity in which the student participates.

If the parent and student receive the notice at a time during the school year when the student is not participating in an extracurricular activity, the suspension period shall not begin until the student would otherwise begin participation or otherwise be eligible or able to participate in extracurricular activities, notwithstanding whether nonparticipation at the time of the notice is because:

1. The extracurricular activities in which the student participates are not scheduled;
2. The student is ineligible for academic reasons; or



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3. The student has health-related reasons or any other reasons for nonparticipation.

During the period of suspension, the student may participate in practices but not in any performances, contests, games, or any extracurricular field trips. A medical release shall be required prior to practicing with a team.

The student shall be required to attend a minimum of three sessions with the District's SAS counselor or pre-approved SAS counselor-referred services at the student's or parent's expense. The student shall be retested at every scheduled random drug-testing date for one calendar year. Proof of counseling and testing must be provided to the principal prior to the revocation of the suspension.

Third Offense

The student shall be suspended from participation in any extracurricular activity for the remainder of the student's enrollment in the District.

The student may appeal for reinstatement to extracurricular activities after one calendar year from the date the student and parent are notified of the test results. The appeal committee will consist of the executive director of instructional leadership (secondary), the director of athletics, the director of fine arts, and the director of career and technology education. The committee shall take into consideration a student's rehabilitation/counseling since the third offense and his or her overall campus record, including discipline, attendance, and academics.

If the appeal committee's decision is to reinstate the student's eligibility for extracurricular activities, the student may then pursue placement in an extracurricular program if a position in the desired program is available. Automatic reinstatement to a particular extracurricular activity is not guaranteed upon the committee's decision to reinstate. The student shall also be required to participate in monthly drug testing for the remainder of the student's enrollment in the District.

Any future positive drug test or drug test returning trace amounts of an illegal substance shall revoke the reinstatement by the appeal committee and the student shall be suspended from participation in any extracurricular activity for the remainder of the student's enrollment in the District.

*Category II*

First Offense

A student who has a confirmed positive drug test under Category II shall be required to attend a minimum of three sessions with the District's SAS counselor or pre-approved SAS counselor-referred services at the student's or parent's expense. The student shall remain eligible for extracurricular activities as long as they attend all

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scheduled counseling sessions. The student shall be retested at every scheduled random drug-testing date for one calendar year. Proof of counseling must be provided to the principal.

Second Offense

A student who has a second confirmed positive drug test under Category II shall be suspended from any extracurricular activity for seven calendar days following the date the student and parent are notified of the test results.

If the parent and student receive the notice when there are fewer than seven calendar days remaining in the season of an extracurricular activity in which the student is participating, the number of suspension days not served by the student shall be served either during the next schedule of that activity or during the subsequent schedule of any other extracurricular activity in which the student participates.

If the parent and student receive the notice at a time during the school year when the student is not participating in an extracurricular activity, the suspension period shall not begin until the student would otherwise begin participation or otherwise be eligible or able to participate in extracurricular activities, notwithstanding whether nonparticipation at the time of the notice is because:

1. The extracurricular activities in which the student participates are not scheduled;
2. The student is ineligible for academic reasons; or
3. The student has health-related reasons or any other reasons for nonparticipation.

During the period of suspension, the student may participate in practices but not in any performances, contests, games, or any extracurricular field trips. A medical release shall be required prior to practicing with a team.

The student shall be required to attend a minimum of three sessions with the District's SAS counselor or pre-approved SAS counselor-referred services at the student's or parent's expense. The student shall be retested at every scheduled random drug-testing date for one calendar year. Proof of counseling must be provided to the principal.

Third Offense

A student who has a third confirmed positive drug test under Category II shall be suspended from any extracurricular activity for 30 calendar days following the date the student and parent are notified of the test results.

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If the parent and student receive the notice when there are fewer than 30 calendar days remaining in the season of an extracurricular activity in which the student is participating, the number of suspension days not served by the student shall be served either during the next schedule of that activity or during the subsequent schedule of any other extracurricular activity in which the student participates.

If the parent and student receive the notice at a time during the school year when the student is not participating in an extracurricular activity, the suspension period shall not begin until the student would otherwise begin participation or otherwise be eligible or able to participate in extracurricular activities, notwithstanding whether nonparticipation at the time of the notice is because:

1. The extracurricular activities in which the student participates are not scheduled;
2. The student is ineligible for academic reasons; or
3. The student has health-related reasons or any other reasons for nonparticipation.

During the period of suspension, the student may participate in practices but not in any performances, contests, games, or any extracurricular field trips. A medical release shall be required prior to practicing with a team.

The student shall be required to attend a minimum of three sessions with the District's SAS counselor or pre-approved SAS counselor-referred services at the student's or parent's expense. The student shall be retested at every scheduled random drug-testing date for one calendar year. Proof of counseling must be provided to the principal.

Fourth Offense

The student shall be suspended from participation in any extracurricular activity for one calendar year.

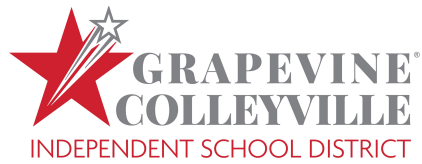
The student shall become eligible to participate in extracurricular activities after one calendar year. The student shall be required to participate in monthly drug testing for the remainder of the student's enrollment in the District.

Any future positive drug test or drug test returning trace amounts of an illegal substance shall revoke the reinstatement and the student shall be suspended from participation in any extracurricular activity for the remainder of the student's enrollment in the District.

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<i>End-of-Semester Suspensions</i>	If a student's suspension from participation is not completed by the end of the semester, the student shall complete the assigned period of suspension during the following semester or during the first semester of the following school year.
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 activities while the appeal is pending. 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 the District's contracted testing laboratory.
<b>Voluntary Drug-Testing Program</b>	<p>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.</p> <p><del>At the time of enrollment in the voluntary drug testing program, parents shall be charged a fee, determined by the District, to cover the cost of their participation in the program for that school year.</del></p> <p><del>Students enrolled in the voluntary drug testing program by their parents shall be tested by the same laboratory under the same testing procedures as students in competitive extracurricular activities who participate in the mandatory drug testing program. The director of athletics shall manage the voluntary drug testing list and shall randomize the administrations throughout the year based on the number of tests parents have opted for.</del></p> <p><del>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 his or her student refuses or fails to take a scheduled drug test. Individual students' test results shall not be reported to the District under this program.</del></p>



## ADMINISTRATIVE REGULATION RANDOM DRUG TESTING

This regulation is related to Board Policy FNF(LOCAL), regarding the District's random drug testing program for students. This regulation is effective with the 2025-2026 school year.

### Orientation Meetings for Students

The District shall conduct meetings with student participants prior to the beginning of each semester. District employees shall explain the drug-testing program and shall review the policy and consent form. An educational presentation on the harmful effects of drug and other illegal substances abuse shall be provided.

Student attendance at the orientation meeting is mandatory.

### Consent

Before a student is eligible to participate in extracurricular activities, the student shall be required annually to sign a consent form agreeing to be subject to the rules and procedures of the 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 extracurricular activities.

Effective May 14, 2025