

BEEVILLE I.S.D.
POLICY FOR EXTRACURRICULAR STUDENT
RANDOM DRUG TESTING

OVERVIEW

The procedure for initial and random drug testing of extracurricular students is accomplished in conjunction with an independent drug test. Vendor selected by the Board of Education. Every extracurricular student will be tested at least once per school year. The Vendor will be provided by the primary contact a list of eligible extracurricular students and in turn randomly selects up to 100% of these students for drug testing at regular intervals. The Vendor will send qualified collectors to the school and will provide Medical Review Officer (MRO) services for interpretation and verification results. Results are reported to the parent and school contact by the MRO. Specimens are collected as split specimens.

1. STATEMENT OF NEED AND PURPOSE

Recognizing that observed and suspected use of alcohol and illicit drugs by Beeville Independent School District extracurricular students is increasing, a program of deterrence will be instituted as a proactive approach to a truly drug free school. Likewise, through participation in extracurricular activities, students using illegal drugs pose a threat to their own health and safety, as well as to that of other students. The purpose of this program is threefold: (1) to provide for the health and safety of all extracurricular students: (2) to undermine the effects of peer pressure by providing a legitimate reason for extracurricular students to refuse illegal drugs: and (3) to encourage extracurricular students who use drugs to participate in drug treatment programs.

2. SUPPORTING DATA

Random urine testing of a public school interscholastic athlete is legal as determined by the United States Supreme Court in the case of Vernonia School District 47j (Oregon) v. Wayne and Judy Acton.

3. PROCEDURES FOR DRUG TESTING EXTRACURRICULAR STUDENTS

a. Informed Consent for Testing

At the beginning of each school year, extracurricular students and parent/guardian/custodian will complete and sign the Beeville I.S. D. Extracurricular Students Drug Testing Authorization Form. The Authorization form **MUST** be on file with the primary contact before the student can compete in any extracurricular activity.

b. Urine or Oral Fluid Drug Testing Frequency

Up to 100% of eligible extracurricular students will be randomly tested anytime during the school year.

c. Sample Collection

Samples will be collected as outlined under Vendor Requirements. Any eligible extracurricular student selected randomly for urine or Oral Fluid drug testing who is not in school on the day of testing will be tested at the next available testing time. If a student refuses to provide a sample, leaves the testing site without providing a sample or does not provide a sample within a reasonable amount of time, they will be treated as a positive test. Arrangements may be made for special collection site with prior approval of the Building Principal or Athletic Director.

4. SPECIAL PROVISIONS

Any extracurricular student may be tested at any time on the grounds of "reasonable suspicion." Reasonable suspicion means a suspicion based on specific personal observations concerning the appearance, speech or behavior of an extracurricular student, and reasonable inferences drawn from those observations in the light of experience. Information provided by a reliable adult source, if based on personal knowledge, shall constitute reasonable suspicion. A positive test within the previous twelve months shall also constitute reasonable suspicion.

5. CONFIDENTIALITY OF RESULTS

All drug test results are considered confidential information and will be handled accordingly. Those persons having results reported to them, as set forth in this Policy must sign a Confidentiality Statement.

6. VENDOR REQUIREMENTS

At a minimum, the Vendor must be able to provide the following services:

- a. Random Selection of extracurricular students, the Vendor must select the required number of students in a random and confidential manner. Up to weekly, the Vendor will arrange with the school contact a day and time to do collection of specimens. The schedule will not follow any recognizable pattern. The selected student names will be given to the school contact upon arrival at the school, who will arrange for these students to report to the collection area.

- b. Collection of Urine Specimens

The Vendor will oversee the collection of urine or oral fluid specimens as outlined in the Procedures for Random Urine Drug Testing of Beeville Independent School District Students Participating in Extracurricular Activities. Chain of Custody forms will be provided by the Vendor that meets the criteria of this Policy and that of the testing laboratory. Students will be given as much privacy as possible in the obtaining of the specimen.

- c. Testing of Urine or Oral Fluid Specimens

The Vendor will have all specimens tested for the specified illicit or banned substances by a qualified laboratory certified by the Substance Abuse and Mental Health Services Administration following the guidelines of the Department of Health and Human Services. The testing laboratory should have greater than 5 years' experience in toxicology testing and chain-of-custody procedures. All specimens must be initially tested using a highly accurate immunoassay technique, with all presumptive positive results then confirmed by Gas Chromatography/Mass Spectroscopy (understanding that no current GS.MS test is available for LSD).

The testing laboratory must be able to test for the following drug classes, substances or their metabolites in collected urine or oral fluid specimens. The school administration may specify specific classes or substances to be tested.

Alcohol, Amphetamines, Anabolic Steroids, Barbiturates, Benzodiazepines, Cocaine Metabolites, LSD, Marijuana Metabolites, Methadone, Methaqualone, Nicotine, Opiates, Phencyclidine, Proxphene, Synthetic Marijuana

- d. Medical Review Officer Services

The Vendor will provide MRO services by a licensed physician who is certified by Medical Review Officer Certification Council or the American Association of Medical Review Officers as having proven by examination to have had the appropriate medical training to interpret and evaluate drug test results and thus qualified for certification as a MRO. Additionally, the MRO must demonstrate a willingness to abide by the Procedure for Random Urine or Oral Fluid Drug Testing of Beeville I.S.D. as to Athletic Director in a timely and confidential manner. All results will be kept on file for a period of five years.

- e. Reporting of Random Urine or Oral Fluid Test Results by Vendor.

The MRO will certify all urine or Oral fluid drug screens as negative or positive and report by telephone positive findings in a confidential manner to the parent. The MRO will also notify the school contact, by phone, that a drug test returned positive giving only the dates of the collection.

- f. Statistical Reporting and Confidentiality of Results.

The vendor, testing laboratory, or MRO may not release any statistics on the rate of positive drug tests to any person, organization, news publication or media without expressed written consent of the Beeville I.S.D. School District Board of Education. However, the Vendor will provide the school contact with a quarterly report showing the number of tests performed, rate of positive and negative

tests, and what substances were found in the positive and negative tests, and what substances were found in the positive urine specimens.

7. PROCEDURES FOR A POSITIVE RESULT

- a. Whenever an extracurricular student's test result indicates the presence of illegal drugs or banned substances, or the MRO rules the specimen adulterated, the following will occur:

(1) The MRO, within 24 hours, will notify the parent/ guardian/ custodian first, then the school of any positive results. A written notification from the MRO, by form letter, will be sent to the parent/guardian/custodian by certified mail. The MRO may keep all test results for a period of up to one year.

(2) If the parent/guardian/custodian or student wishes to contest the results, the Vendor will arrange for a split portion of the specimen to be submitted to another laboratory approved by the Board of Education for testing. This is done at parent/guardian/custodian or student expense. Such a request must be made to the MRO in writing within five working days from first notification of positive test results.

(3) The MRO may use quantitative results to determine if positive results on repeat testing indicate recent use of illicit or banned substances or the natural decline of levels of the illicit or banned substance from the body. If the MRO feels the quantitative levels determined to be above the established cutoffs do not reflect current use but natural decay, then a negative results may be reported.

8. Sanctions for Positive Testing

- a. All offenses are cumulative for the extracurricular student's career.
- b. The following disciplinary measures will be taken for any extracurricular student testing positive to a drug test.

First Offense

Procedures:

1. The student must complete drug education program.
2. Approval of school administrator, and head coach / sponsor before reinstatement into the program.
3. Notification of parent/guardian to discuss the students' sanctions.

Sanctions:

1. Suspension from program for a minimum of 14 in season calendar days. The suspension will begin on the Monday before their next game or competition.
2. Student's must be re-tested each time there is a drug test for one calendar year and their system be clear of any drug before reinstatement. The student must pay for the retest.
3. The student will lose their school parking privileges during their suspension.

Second Offense

Procedures:

1. The student must complete drug education program.
2. Approval of school administrator, and head coach / sponsor before reinstatement into the program.
3. Notification of parent/guardian to discuss the students' sanctions.

Sanctions:

1. Suspension from program for a minimum of 42 in season calendar days. The suspension will begin on the Monday before their next game or competition.
2. Student's must be re-tested each time there is a drug test for one calendar year and their system be clear of any drug before reinstatement. The student must pay for the retest.
3. The student will lose their school parking privileges during their suspension.

Third Offense

Procedures:

1. The student must complete drug education program.
2. Approval of school administrator, and head coach / sponsor before reinstatement into the program.
3. Notification of parent/guardian to discuss the students' sanctions.

Sanctions:

1. Suspension from program for a minimum of 120 in season calendar days. The suspension will begin on the Monday before their next game or competition.
2. Student's must be re-tested each time there is a drug test for one calendar year and their system be clear of any drug before reinstatement. The student must pay for the retest.
3. The student will lose their school parking privileges during their suspension.

Fourth Offense

Sanction:

1. Suspension from the athletic program for the remainder of their school career.

Beeville Independent School District will not be responsible for any cost incurred during drug education or the mandatory retesting. It will, however, cover the cost of any subsequent tests based on reasonable suspicion.

**Beeville I. S. D. Extracurricular Activities Drug Testing
Authorization**

Student's Name: _____ Grade: _____

Student's Social Security Number: ____ - ____ - ____

Activity / Sport _____

Parent / Guardian's Name: _____

Parent / Guardian's Phone Number: _____

I (we) have received a copy of the 2014 - 15 Beeville I. S. D. Extracurricular Activities Drug Testing Policy. We have read it and understand the information, rules, and regulations in the policy.

I recognize and understand that my child could be asked to provide a urine or oral fluid sample for drug analysis. I consent to any such testing conducted as part of the extracurricular drug testing policy. I have been given the right to ask questions about the drug testing policy and I fully understand its provisions.

I understand that prescription drugs may cause positive test results. It will be my responsibility to supply proof that such drugs were legally prescribed.

If there are any questions regarding our policy rules and regulations, please contact us at 362-6000.

Student's Signature: _____ Date: _____

Parent/Guardian's Signature: _____ Date: _____