

PROPOSED REVISIONS 12/02/15

INTERROGATIONS

BY SCHOOL OFFICIALS

Administrators, teachers, and other professional personnel have the authority to question a student about 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 or within 300 feet of 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 or within 300 feet of school property.

Lockers are school property and shall remain under the school's control at all times. School officials may search lockers at any time. School officials may search vehicles parked on or within 300 feet of school property if there is reasonable cause to believe that they contain articles or materials prohibited by District policy. Students are responsible for any prohibited items found in their lockers or in vehicles parked on or within 300 feet of school property.

If a vehicle subject to search is locked, the student shall be asked to unlock the vehicle. If the student refuses, a school official shall contact the student's parents. If the parents also refuse to permit a search of the vehicle, school officials shall turn the matter over to local law enforcement officials.

USE OF TRAINED DOGS

The District uses 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.

Visits to schools by trained dogs 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 or within 300 feet of 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.

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NOTICE

At the beginning of the school year, through distribution of the student handbook and Student Code of Conduct, the District shall inform students of its policy on searches, as outlined above, and shall specifically notify students that:

1. Lockers are school property and shall remain under the school's control at all times and may be sniffed by trained dogs at any time.
2. Vehicles parked on or within 300 feet of school property and subject to search based on reasonable cause may be sniffed by trained dogs at anytime.
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 as a result of a search, the possessing student shall be subject to the 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 or within 300 feet of school property, or on the student's person, as a result of a search conducted in accordance with this policy.

EXTRACURRICULAR
ACTIVITY DRUG
TESTING
RATIONALE

The Board encourages students to participate in school-sponsored extracurricular activities, but believes the opportunity to participate is a privilege offered to eligible students on an equal opportunity basis. The use of alcohol or other drugs by students participating in extracurricular activities presents a hazard to the health, safety, and welfare of the student participant. The Board believes testing student participants in school-sponsored extracurricular activities serves the important purpose of detecting and preventing illegal drug and alcohol use among students.

[Illegal and performance-enhancing drug use of any kind is incompatible with the physical, mental, and emotional demands placed upon participants in extracurricular activities and upon the positive image these students project to other students and to the community on behalf of the District.](#)

[For the safety, health and well-being of students in extracurricular activities and/or who drive and park on school property, the District has adopted this policy.](#)

PURPOSE

[The purposes of the drug-testing program are to:](#)

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1. [Educate students of the serious physical, mental and emotional harm caused by illegal drug use.](#)
2. [Alert students with possible substance abuse problems to the potential harms that drug use poses for their physical, mental, and emotional well-being and offer them the privilege of competition as an incentive to stop using such substances.](#)
3. [Ensure that students adhere to a training program that bars the intake of illegal and performance-enhancing drugs.](#)
4. [Prevent injury, illness, and harm for students that may arise as a result from illegal and performance-enhancing drug use.](#)
5. [Offer students practices, competition and school activities free of the effects of illegal and performance-enhancing drug use](#)
6. [Prevent injury, illness, and harm that may arise as a result of youthful, inexperienced drivers consuming controlled substances and then driving on school premises, which are traditionally occupied by teenagers.](#)
7. [Educate youthful drivers regarding the dangers to themselves and others that result from the use of controlled substances while operating a motor vehicle.](#)

DEFINITION	“School-sponsored extracurricular activity” shall mean, without limitation, all interscholastic athletics, cheerleading, drill team, academic clubs, special interest clubs, musical performances, dramatic productions, student government, and any other activity or group that participates in contests, competitions, or community service projects on behalf of or as a representative of the District.
REQUIRED TESTING	To be eligible to participate in any school-sponsored extracurricular activity, a secondary student in grades 9–12 must agree to participate in a drug-testing program.
USE OF RESULTS	The results of any drug test administered under this policy shall be used only to determine eligibility for participation in school-sponsored extracurricular activities.

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CONFIDENTIALITY	Results shall be kept confidential and disclosed only to the student, his or her parents/guardians, and school officials designated by the Superintendent. Results shall not be placed in student records. Students shall not be penalized in any other way. Action shall not be taken by the school against the student other than suspension from participating in extracurricular activities, as outlined below.
PROHIBITED CONDUCT	Student participants in school-sponsored extracurricular activities shall not at any time during the school year use, possess, sell, distribute, or be under the influence of any illegal drug, anabolic steroid, or alcohol.
PARENT/STUDENT MEETING	A meeting with potential student participants and their parents or guardians shall be scheduled in the spring for students desiring to participate in the following school year. The drug-testing plan shall be discussed and copies of the policy, procedures, and the consent form shall be provided for each participant at that time.
CONSENT FORM	<p>Student participants must sign a consent form agreeing to participate in the drug-testing program. The consent form must also be signed by the student's parent or guardian before the beginning of the school year, semester, or specific activity, e.g., casting and production of a dramatic presentation. Consent forms are valid until revoked by the student or parent.</p> <p>If the student participant or his or her parent or guardian declines to sign the consent form, the student shall not be permitted to participate in school-sponsored extracurricular activities.</p> <p><u>Only one form shall be required for each student regardless of the number of school activities in which he or she participates.</u></p> <p><u>Only one form shall be required for the entire enrollment of the student at the District high school.</u></p>
TESTING PROCEDURE	<p>A licensed medical facility or third-party administrator selected by the Superintendent and approved by the Board shall conduct all testing for the presence of drugs in student urine samples. The Superintendent shall be designated as the program manager and shall administer the program with the selected drug-testing provider.</p> <p>Substances specifically tested for shall include substances that are illegal to buy, possess, use, sell, or distribute under state or federal law and alcohol, including prescription drugs. These substances include marijuana, cocaine, methaqualone, benzodiazepines, phencyclidine (PCP), methadone, barbiturates, propoxyphene, amphetamines, opiates, metabolites of any of these substances, and performance-enhancing substances.</p>

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Samples shall be taken under conditions that are no more intrusive to students than the conditions experienced in a public restroom. The Superintendent, in cooperation with the selected drug-testing provider, shall develop administrative regulations for collection and testing.

Any student who refuses to be tested during a semester or who tampers with, or assists others in tampering with, any sample shall be removed from extracurricular activities.

RANDOM TESTS

Random tests shall be conducted from time to time during the school year or semester. Students shall not be notified in advance of any drug test. When selected for testing, a student shall be escorted to the school's testing site by a school employee and shall remain under employee supervision until a sample is provided. If a student is in school and fails to report for testing at the appointed time, he or she shall be removed from the activity.

POSITIVE TEST
RESULTS

All positive results must be confirmed by a second, more definitive test before being reported as positive. When there is a confirmed positive test result, the following steps shall be taken:

1. A positive test result does not automatically identify the donor as an illegal drug user. The medical review officer (MRO) shall assess and determine whether an alternative medical explanation could account for the positive test result. Once the review process is complete and if it is determined as a positive test, per law, the MRO shall contact the student and the parent or guardian of the student, if the student is a minor and has tested positive for an illegal drug.
2. The MRO shall notify the company of the positive test. The company shall complete the appropriate paperwork and notify the District official.
- ~~4-3.~~ The District school-official to whom results are reported shall notify the principal and athletic director if the student is in interscholastic athletics.
- ~~2-4.~~ The principal shall notify the student's parent or guardian, the student, and the sponsor or coach of the affected activity. The principal shall inform parents of the opportunity to respond to a positive test. The principal shall schedule a meeting with the student assistance coordinator, the parent or guardian, the student, and the student's physician, to develop a plan of assistance for the student.
- ~~3-5.~~ At the meeting, the principal shall give the student and parent a copy of the test results and provide them an opportunity to offer an explanation for the results. Parents may also request

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a retest ~~of the original specimen~~ to confirm the results, but the retest shall be at the parent's expense. A request to retest must be made in writing within 48 hours of the meeting with the principal, ~~and payment for the~~ The retest must ~~shall~~ be ~~included~~ in accordance with the ~~request~~ testing provisions of this policy.

SANCTIONS

The student shall be removed from participation, including practice or competition, until the following criteria are fulfilled:

1. The student athlete has missed a minimum of two contests;
2. A satisfactory progress report of the assistance plan is verified by the student assistance coordinator; and
3. The student is retested by the testing agency with a negative result.

The sponsor or coach may allow the student to continue to attend practices, but the student shall not actively participate. Any student who tests positive, receives counseling, and is reinstated shall be retested once a month for as long as he or she participates in school-sponsored extracurricular activities for the remainder of the school year. If a student tests positive a second time, the student shall be removed from participation, including practice or competition, until the following criteria are fulfilled:

1. The student athlete is removed for 90 school days from participation in extracurricular activities.
2. Professional counseling shall be required and paid for at the District's expense.
3. The student is retested by the testing agency with a negative result.

If a student tests positive a third time, the student shall be removed from participation in extracurricular activities permanently.

APPEAL

An appeal of the sanction may be instituted by the parent by giving written notice to the Superintendent within five days. The student shall be ineligible for participation pending the appeal. Using the procedures in FNF(LOCAL) for a Level Three presentation, the Board shall determine whether the sanction was justified.

STUDENT DRIVERS

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

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In addition to any other sanctions that may be imposed based on a student driver's participation in school-sponsored extracurricular activities, a student who has a positive test result shall not be permitted to park on school property for 30 school days. After this 30-day period and upon subsequent testing with a negative test result, the student shall be permitted to park on school property.

EFFECT OF
DISCIPLINE POLICY

Nothing in this policy limits or prohibits the application of Board policy providing for disciplinary action for students using, under the influence of, in possession of, or distributing illegal drugs or alcohol on school property or at school events.