

## **Alcohol, Drugs, and Other Prohibited Substances**

### **DRUGS, ALCOHOL AND OTHER PROHIBITED SUBSTANCES**

No pupil shall receive, purchase, possess, attempt to possess, use, be under the influence of, sell, or transfer any of the following on or about school property, at any location of a school-sponsored activity, or en route to or from school or a school-sponsored activity:

1. Alcoholic beverages;
2. Narcotics, drugs, controlled drug substances, prohibited drugs and substances, and drug paraphernalia;
3. Substances that "look like" narcotics, drugs or controlled substances or substances that attempt to mask or hide the presence of narcotics, drugs or controlled substances. In instances involving look-alike substances, there must be evidence of the student's intent to pass off the item as a controlled substance;
4. Mood altering substances (such as inhalants).

In addition, students shall not possess prescription drugs for the purpose of sale or distribution.

### **DRUGS DEFINED**

Controlled substance means any substance or immediate precursor listed as a drug, narcotic or controlled substance in Chapter 218A of the Kentucky Revised Statutes or any other substance added by regulation under [KRS 218A.010](#).

Prohibited drugs include, but are not limited to, any substance that an individual may not sell, possess, use, distribute or purchase under Federal or Kentucky law.

Prohibited substances include:

1. All prescription drugs obtained without authorization, and
2. All prohibited substances however taken or used, including but not limited to, inhaling, ingesting, and/or injecting. These include, but are not limited to, prescribed and over-the-counter drugs, prohibited volatile substances as defined in [KRS 217.900](#) or synthetic compounds/substances that are used or intended for use for an abusive and/or intoxicating purpose.

### **AUTHORIZED MEDICATION**

Use of a drug authorized by and administered in accordance with a prescription from a health professional shall not be considered in violation of this policy provided the drug is presented to the school office in its original container for dispensing.

### **PENALTY**

Violation of this policy shall constitute reason for disciplinary action including suspension, long-term alternative school placement, expulsion from school, revocations of driving privileges on school premises, and suspension or dismissal from athletic teams and/or other school-sponsored activities. Students suspended, sent for alternative school placement, or expelled may not be on any school property (without written permission from the Superintendent/designee) for any reason (including but not limited to school buses, sport activities, concerts, prom, graduation, and any other school-sponsored event) until their discipline term has expired.

**Alcohol, Drugs, and Other Prohibited Substances****REPORTING**

Employees of the District shall promptly make a report to the local police department, sheriff, or Kentucky State Police, by telephone or otherwise, if they know or have reasonable cause to believe that conduct has occurred which constitutes the use, possession, or sale of controlled substances on the school premises or within one thousand (1,000) feet of school premises, on a school bus, or at a school sponsored or sanctioned event. In addition, when they have reasonable belief that a violation has taken place, Principals shall immediately report to law enforcement officials when an act has occurred on school property or at a school-sponsored function that involves student possession of a controlled substance on school property in violation of the law.

**DRUG TESTING PROGRAM****SCOPE OF RANDOM DRUG TESTING PROGRAM**

The random student drug-testing program is based on a health and safety rationale with the purpose of prevention. Drug use encourages truancy, disruptive class behavior, bullying, violence, and interferes with learning, making it a threat to not only the drug users, but to all students and teachers. We recognize that the unlawful or unauthorized use of drugs seriously impairs the health, safety, education, and future success of all students and adults in the school environment.

This student drug-testing procedure shall apply to all individuals in grades nine through twelve (9-12) choosing to participate in the designated extracurricular activities identified in this administrative procedure and students who apply for a permit to park on school property.

Students participating in the designated extracurricular activities and students that apply for a permit to park on school property shall be subject to random drug testing, including an alcohol breath test, throughout the school year.

Each student who plans to participate in any sport and/or extracurricular activity outlined in this procedure and his/her parent or guardian shall be required to sign a written consent for drug testing as a prerequisite to the student's participation in the activity. Likewise, any student applying for a parking permit and his/her parent or guardian shall be required to sign a written consent for drug testing as a prerequisite to receiving parking privileges.

**PURPOSE OF RANDOM DRUG TESTING**

1. It is the desire of the Board that every student in the District refrains from using, possessing, or distributing illegal or unauthorized drugs and/or alcohol. The remedial actions of the random drug testing procedure relate solely to limiting the opportunity of any student violating the procedure to participate in designated extracurricular activities and/or parking on school property. This policy is intended to supplement and complement all other policies, rules, procedures and regulations of the District regarding possession and/or use of illegal drugs and/or alcohol.

**Alcohol, Drugs, and Other Prohibited Substances**

2. Representing the District in athletics and/or school sponsored extracurricular activities and parking on school property are privileges. Students participating in school sponsored athletic or extracurricular programs at the high school level carry a responsibility to themselves, their fellow students, their parents, and their school to set the highest possible examples of conduct, which includes avoiding the use or possession of illegal drugs and alcohol. Likewise, students who are granted the privilege to park on school property carry a responsibility to themselves, their fellow students, their parents, and their school to demonstrate personal responsibility and exercise the highest level of safety, which includes avoiding the use or possession of illegal drugs or alcohol.
3. The purpose of this policy is to prevent drug/alcohol use; educate students as to the serious physical, mental, and emotional harm caused by drug use; alert students with possible drug problems to the potential harms of use; prevent injury, illness, and harm as a result of drug use; and maintain in the school District an environment free of drug use and abuse. This policy applies to all students participating in the designated extracurricular activities in grades nine through twelve (9-12) and students driving and/or parking on school property.

**CONDUCT OF TESTING AND AUTHORIZATION OR ADMINISTRATIVE PROCEDURES**

The Superintendent shall establish administrative procedures to guide the conduct of the student drug testing program in conformity with this policy.

Testing shall be accomplished by the analysis of urine specimens obtained from the student. Collection and testing procedures shall be established, maintained, and administered to ensure:

1. Randomness of selection procedures;
2. Proper student identification;
3. Identification of each specimen with the appropriate student participant;
4. Maintenance of the unadulterated integrity of the specimen; and
5. Integrity of the collection and testing process, as well as the confidentiality of test results.

The administrative procedures established by the Superintendent shall, among other things, do all of the following: establish appropriate testing protocols; provide for the substances for which the students are to be tested; provide for the cutoff levels for the substances to be tested; provide for confirmation testing; provide for appropriate sanctions for violations, which also establish incentives for enrollment and completion of substance abuse treatment programs for first time violators; and provide for appropriate written consent documents.

**Alcohol, Drugs, and Other Prohibited Substances****PREVENTION PROGRAM**

The Superintendent shall establish a comprehensive and on-going drug-free/alcohol-free prevention program for all students which shall include notice to students and parents of the following:

1. The dangers of drug/alcohol/substance abuse in the schools;
2. The District's policies and related procedures on drug-free/alcohol-free schools;
3. The requirement for mandatory compliance with the District's established standards of conduct, including those that prohibit use of alcohol, drugs and other controlled and prohibited substances;
4. Information about available drug/alcohol counseling programs and available rehabilitation/ student assistance programs; and
5. Penalties that may be imposed upon students for violations of this policy.

**NOTICE TO PARTICIPANTS**

A written copy of this drug and alcohol testing policy and corresponding procedures is contained in the District Code of Acceptable Behavior and Discipline. Parents and students shall be required to sign a statement indicating that they have read and understand and fully agree to be bound by the terms, conditions, and procedures under this policy.

A written copy of this policy and corresponding procedures can also be obtained from the District Web page.

**REFERENCES:**

[KRS 156.070](#); [KRS 158.150](#); [KRS 158.154](#); [KRS 158.155](#)  
[KRS 160.290](#); [KRS 161.180](#)  
[KRS 217.900](#); [KRS 218A.020](#); [KRS 218A.1430](#); [KRS 218A.1447](#)  
[OAG 82-633](#); [OAG 93-32](#)

Clark County Board of Education vs. Jones, KY. App., 625 S. W. 2d 586 (1981).

Board of Ed. of Tecumseh Public School District, Independent School Dist. No. 92 of Pottawatomie Cty. v. Earls, \_\_\_ U.S. \_\_\_, 242 F.3d 1264 (2002).

Adopted/Amended: 12/21/2017

Order #: 92

## **Student Drug Testing Procedures**

### **SCOPE OF RANDOM DRUG TESTING PROGRAM**

The random student drug-testing program is based on a health and safety rationale with the purpose of prevention. Drug use encourages truancy, disruptive class behavior, bullying, violence, and interferes with learning, making it a threat to not only the drug users, but to all students and teachers. We recognize that the unlawful or unauthorized use of drugs seriously impairs the health, safety, education, and future success of all students and adults in the school environment.

This student drug-testing procedure shall apply to all individuals in grades nine through twelve (9-12) choosing to participate in the designated extracurricular activities identified in this administrative procedure and students who apply for a permit to park on school property.

Students participating in the designated extracurricular activities and students that apply for a permit to park on school property shall be subject to random drug testing, including an alcohol breathalyzer test, throughout the school year.

Each student who plans to participate in any sport and/or extracurricular activity outlined in this procedure and his/her parent or guardian shall be required to sign a written consent for drug testing as a prerequisite to the student's participation in the activity. Likewise, any student applying for a parking permit and his/her parent or guardian shall be required to sign a written consent for drug testing as a prerequisite to receiving parking privileges.

### **PURPOSE OF RANDOM DRUG TESTING**

1. It is the desire of the Board (as expressed in the authorizing Board policy), administration, and staff that every student in the District refrains from using, possessing, or distributing illegal or unauthorized drugs and/or alcohol. The remedial actions of the random drug testing procedure relate solely to limiting the opportunity of any student violating the procedure to participate in designated extracurricular activities and/or parking on school property. This procedure is intended to supplement and complement all other policies, rules, procedures and regulations of the District regarding possession and/or use of illegal drugs and/or alcohol.
2. Representing the District in athletics and/or school sponsored extracurricular activities and parking on school property are privileges. Accordingly, students participating in school sponsored athletic or extracurricular programs at the high school level carry a responsibility to themselves, their fellow students, their parents, and their school to set the highest possible examples of conduct, which includes avoiding the use or possession of illegal drugs and alcohol. Likewise, students who are granted the privilege to park on school property carry a responsibility to themselves, their fellow students, their parents, and their school to demonstrate personal responsibility and exercise the highest level of safety, which includes avoiding the use or possession of illegal drugs or alcohol.
3. The purpose of the board policy and this procedure is to prevent drug/alcohol use; educate students as to the serious physical, mental, and emotional harm caused by drug use; alert students with possible drug problems to the potential harms of use; prevent injury, illness, and harm as a result of drug use; and maintain in the school District an environment free of drug use and abuse. This procedure applies to all students participating in the designated extracurricular activities in grades nine through twelve (9-12) and students driving and/or parking on school property.

## **Student Drug Testing Procedures**

### **PURPOSE OF RANDOM DRUG TESTING (CONTINUED)**

The sanctions of this procedure relate solely to limiting the opportunity of any student in violation of the random drug testing procedure to participate in the designated activities and/or to park on school property. However, this procedure shall not be deemed to insulate students from disciplinary action based on information acquired independently of the testing program that supports a student's violation of any other policy adopted by the board, including the student code of acceptable behavior and discipline, and/or school handbooks relating student's being in the possession of, using, providing, or under the influence of illegal substances or alcohol while on school property or at a school activity (home or away).

### **DEFINITIONS**

**Designated Extracurricular Activities** – Any student in grades nine through twelve (9-12) participating in any of the following school sponsored extracurricular activities shall be included as a “Participant” in the student-drug testing program: archery, baseball, basketball, bass fishing, bowling, cheer, cross country, dance team, equestrian, football, JROTC drill team, JROTC rifle team, golf, marching band, soccer, softball, step team, swimming, tennis, track and field, and volleyball.

**Participant** – Any student in grades nine through twelve (9-12) who is involved in any District athletic program or designated extracurricular activity, student drivers, and any student that voluntarily “opts-in” to the program shall be eligible to be randomly selected for drug testing.

**Random Selection** – Each participant who has returned a signed consent form will be assigned a random number for testing purposes. The participant's drug test number will be used by the testing company, laboratory, or qualified District personnel which conducts the drug tests to select the participants to be tested.

**School Days** – Days that school is actually in session in the District.

**Alcohol** – The product of distillation of any fermented liquid, whether rectified or diluted, whatever its origin, and includes synthetic methyl alcohol.

### **TESTING PROTOCOLS**

1. The Superintendent/Superintendent's Designee will provide training as necessary to staff members regarding the District's student random drug testing program. The Designated District Representative (“DDR”), who shall be designated by the Superintendent, shall be responsible for the implementation and operation of the District's random drug testing program.
2. Each participant in the designated extracurricular activities and all students applying for parking permits shall receive copies of the “Student Drug Testing Consent Form” which shall be read, signed, and dated by the student and parent or guardian. All students wanting to participate in the designated extracurricular activities and/or to park on school property must sign a consent form. Parking permits will not be issued until the signed consent form has been received.

**Student Drug Testing Procedures****TESTING PROTOCOLS (CONTINUED)**

3. Each athletic program or designated extracurricular activity coach or sponsor shall establish a roster of student participants and submit that roster to his or her building principal along with a written consent for drug testing signed by each student athlete and each student athlete's parent/guardian. The building principal will submit the roster (along with fully executed written drug testing consents) to the DDR. The building principal will also submit a roster of students who have received parking permits to the DDR. Student-athletes and participants in designated extracurricular activities shall not be allowed to participate in organized team or extracurricular activities of any kind (e.g., team meeting, practices, competitions, meetings, banquets) until a roster with that participant's name (along with a fully executed written drug testing consent) has been submitted by the building principal to the DDR. Changes in the roster should be reported immediately to the DDR. Each high school's building principal, athletic director and athletic program or designative extracurricular sponsor or coach shall each be responsible for ensuring that no participant participates (e.g., organized team activities, team meetings, practices, games or competitions) in a designated extracurricular activity unless and until a roster including that participant's name has been submitted to the DDR.
4. Students and parents/legal guardians will have the opportunity to participate in a District informational meeting concerning the District's random drug testing policy to be held at the District Central Office at the start of each school year. Prior to participating (e.g., organized team activities, team meetings, practices, games or competitions) in a designated extracurricular activity or receiving a parking permit, participants and parents/legal guardians are expected to read Board Policy 09.423, and Procedures 09.423 AP.1 and 09.423 AP.21 and must acknowledge, in writing, that they have read the policy and procedures, understand the policy and procedures, and agree to be bound by the terms and conditions contained in the policy and procedures, including random drug testing. Immediately prior to, during, and after giving a urine specimen, each participant shall complete and sign all forms required by the testing company selected by the District (or by the District personnel) administering the collection and initial testing of urine specimens. Any participant that does not fully cooperate, as determined by the DDR in his or her discretion, with the collection of urine specimens shall be deemed to have tested positive. The DDR shall ensure that the testing company selected by the District (or District personnel) administering the collection and initial testing of urine specimens acts in a competent manner.
5. Testing may occur for the following:

**Student Drug Testing Procedures****SUBSTANCES TESTED AND CUTOFFS****INITIAL SCREENS AND INITIAL FOLLOW UP LAB TESTS**

<b>Drugs of Abuse</b>	<b>Methodology</b>	<b>Cutoff</b>
Amphetamines ( <i>Amphetamine/Methamphetamine</i> )	EIA	500/1000 ng/ml
Barbiturates	EIA	200 ng/ml
Benzodiazepines	EIA	200 ng/ml
Buprenorphine	EIA	5 ng/ml
Cocaine Metabolite (Benzoylcegonine)	EIA	150/300 ng/ml
Cotinine	EIA	250 ng/ml
Dextromethorphan (DXM)	ELISA	125 ng/ml
Ecstasy (MDMA)	EIA	500 ng/ml
Ethanol	EA	0.04 gm/dl
EtG	EIA	100/500 ng/ml
LSD (Lysergic Acid Diethylamide)	ELISA	500 pg/ml
6-MAM (Heroin Metabolite)	EIA	10 ng/ml
Methadone	EIA	150 ng/ml
Methadone Metabolite	EIA	150 ng/ml
Methaqualone	EIA	300 ng/ml
Meprobamate	EIA	100 ng/ml
Opiates (Morphine and Codeine)	EIA	300 ng/ml
Oxycodone	EIA	100 ng/ml
Phencyclidine	EIA	25 ng/ml
Propoxyphene	EIA	300 ng/ml
Tramadol	EIA	200 ng/ml
THC (Cannabinoids)	EIA	50 ng/ml



**Student Drug Testing Procedures****CONFIRM LABORATORY TESTING AND CUTOFFS**

<b>Drug</b>	<b>GC-MS</b>	<b>LC-MS/MS</b>
<b>Alcohol</b>	.02 gm/dl (GC-FID) <sup>1</sup>	
<b>Amphetamines</b>		250 ng/ml
Amphetamine		250 ng/ml
Methamphetamine		250 ng/ml
MDA		250 ng/ml
MDEA		250 ng/ml
MDMA		
<b>Barbiturates</b>	200 ng/ml	
Amobarbital	200 ng/ml	
Butobarbital	200 ng/ml	
Butalbital	200 ng/ml	
Pentobarbital	200 ng/ml	
Phenobarbital	200 ng/ml	
Secobarbital		
<b>Benzodiazepines</b>		
alpha-Hydroxyalprazolam (Alprazolam)		50 ng/ml
7-Aminoclonazepam (Clonazepam)		50 ng/ml
7-Aminoflunitrazepam (Flunitrazepam)		50 ng/ml
2-Hydroxyethyl flurazepam (Flurazepam)		50 ng/ml
Lorazepam		50 ng/ml
alpha-Hydroxymidazolam (Midazolam)		50 ng/ml
Nordiazepam		50 ng/ml
Oxazepam		50 ng/ml
Temazepam		50 ng/ml
alpha-Hydroxytriazolam (Triazolam)		50 ng/ml
<b>Buprenorphine/Norbuprenorphine</b>		0.5 ng/ml
<b>Cocaine 2</b>		100 ng/ml
<b>Cotinine</b>		
Cotinine		15 ng/ml
Nicotine		Qualitative
Hydroxycotinine		Qualitative
<b>Dextromethorphan (DXM)</b>		50 ng/ml
<b>EtG</b>	100 ng/ml	
<b>EtS</b>	25 ng/ml	
<b>Fentanyl</b>	5 ng/ml	
<b>GHB</b>	10 mcg/ml	
<b>Gabapentin/Pregabalin</b>		250 ng/ml
<b>Marijuana Metabolite (THC-COOH)</b>		5 ng/ml



**Student Drug Testing Procedures****CONFIRM LABORATORY TESTING AND CUTOFFS (CONTINUED)**

<b>Drug</b>	<b>GC-MS</b>	<b>LC-MS/MS</b>
<b>Methadone/Methadone Metabolite (EDDP)</b>		100 ng/ml
<b>Mitragynine</b>		1 ng/ml
<b>Opiates</b>		
Total Morphine		
6-MAM	5 ng/ml	
Hydrocodone		100 ng/ml
Hydromorphone		100 ng/ml
Oxycodone		50 ng/ml
Oxymorphone		50 ng/ml
Noroxycodone		50 ng/ml
Codeine		100 ng/ml
<b>Phencyclidine (PCP)</b>	5 ng/ml	
<b>Propoxyphene</b>	200 ng/ml	
<b>Tricyclic Antidepressants</b>		
Amitriptyline		25 ng/ml
Desipramine		25 ng/ml
Imipramine		25 ng/ml
Nortriptyline		25 ng/ml
Maprotiline		25 ng/ml
Doxepin		25 ng/ml
<b>Sedative/Hypnotic Agents</b>		
Carisoprodol		100 ng/ml
Meprobamate		100 ng/ml
Zolpidem		1 ng/ml
Carboxyzolpidem		10 ng/ml
<ol style="list-style-type: none"> <li>1. Test performed by Gas Chromatography Flame Ionization Detection.</li> <li>2. Cocaine Metabolite, Benzoylcegonine</li> </ol>		

**TESTING PROTOCOLS (CONTINUED)**

6. School personnel may use breath tests to detect the presence of alcohol, drugs, or metabolites of those substances.
7. No fewer than eighty (80) participants shall be subject to random drug testing each school year.
8. The testing company or District personnel approved by the Board shall determine which students are to be tested by the random selection of names from among all student participants during the entire school year.
9. The collection of urine specimens and the scientific analysis of the collected specimens shall be conducted by a professional selected by the Board or by qualified District personnel.
10. Collection procedures for urine specimens shall be developed, maintained, and administered by the testing company or qualified District personnel in an effort to minimize any intrusion or embarrassment for each student, ensure the proper identification of students' specimens, minimize the likelihood of the adulteration of a urine specimen, and maintain confidentiality of test results.
11. The collection of urine specimens shall be conducted on school or District premises unless the DDR determines that testing should occur away from school or District premises. If a test result is found to have been adulterated, the student may be required to be retested.

**Student Drug Testing Procedures****TESTING PROTOCOLS (CONTINUED)**

12. Each specimen shall initially be tested using immunoassay technique (“EMIT”) using instant urine drug test dip cards (testing for no less than 10 of the above-listed substances) or other similarly accurate instant testing method (testing for no less than 10 of the above-listed substances). If the instant screening of the urine specimen is negative (below the cutoff) for all substances tested, the participant shall be deemed to have passed the drug screen
13. If the instant screening is positive for any tested substance, the urine specimen shall be sent to a laboratory chosen by the District for laboratory testing for at least ten (10) of the substances listed above (the substance for which the instant test was positive must be tested). At the laboratory, the specimen shall be initially tested using an enzyme immunoassay procedure (EIA) or similarly accurate procedure. If the laboratory EIA testing (or other similarly accurate testing technique such as EA and ELISA) of the urine specimen is negative (below the cutoff) for all substances tested, the participant shall be deemed to have passed the drug screen.
14. If the laboratory EIA testing of the urine specimen is positive for any substance tested, the positive result must then be confirmed by either liquid chromatography-mass spectrometry/mass spectrometry (“LC-MS/MS”), gas chromatography-mass spectrometry (“GC-MS”), or other similarly accurate technique. If the positive result is not confirmed by the LC-MS/MS, GC-MS, or other similarly accurate technique, the test shall be deemed to be negative. Only after confirmation by LC-MS/MS, GC-MS, or other similarly accurate technique shall a test result be reported as positive.
15. A split sample of each urine specimen given by each student shall be preserved by the testing laboratory for a minimum of three (3) months.
16. Written confirmation of all test results shall be forwarded by the testing company or laboratory to the Designated District Representative who shall provide the results (negative or positive) to the principal/designee, athletic director, and/or coach or sponsor. All test results are confidential and shall be maintained by the Designated District Representative, principal, athletic director, coach, sponsor and all other persons under the strictest security.
17. The test results forwarded to the Designated District Representative shall indicate that positive results were confirmed by LC-MS/MS, GC-MS, or other similarly accurate technique and shall indicate the name of the individual for whom the test results are being reported; the type of test indicated on the custody and control form; the date and location of the test collection; the identity of the persons or entities performing the collection and analysis of the specimens and reporting test results; the verified results of the controlled substances test; and, if positive, the identity of the controlled substance(s) for which the test verified positive.
18. If a specimen is determined to be diluted or excessively diluted based on creatinine, specific gravity, and other factors, and which result is confirmed by LC-MS/MS, GC-MS, or other similarly accurate technique, the specimen shall be deemed a positive result. Likewise, if during the collection or other testing process, it is determined that a urine sample has been substituted, the test result shall be deemed positive.
19. In the event that a participant’s urine specimen produces a positive result (after confirmation testing), the principal/designee, sponsor, or coach shall meet with the student and the student’s parent(s) or legal guardian(s) to disclose and discuss the test results. At this meeting, the Principal/Designee or Head Coach or Sponsor shall advise the student and the student’s parent(s) or legal guardian(s) (if the student is not an adult) of further procedural rights under applicable policies and procedures.

**Student Drug Testing Procedures****TESTING PROTOCOLS (CONTINUED)**

20. Any student who has tested positive or the student's parents or legal guardians may contest the test result by informing the Principal within seventy-two (72) hours of receipt of written notice of the positive test result. The student and parent shall be entitled to present any evidence they desire to defend the charge of violation of this procedure prior to implementation of sanctions to the DDR. The DDR may require written documentation (such as a doctor's statement) of any evidence the student may wish to present that the student feels may have affected the test results. Failure to present written documentation to support the student's defense of the case may result in the student being subject to the sanctions provided in this procedure for a positive test result. Upon request by the student's parents or legal guardians, further laboratory analysis may be conducted, if feasible, with the student's remaining urine specimen preserved by the testing laboratory at the student's expense.
21. The final determination of the student's eligibility shall be made at the District level by the Superintendent/Designee in his or her discretion.
22. Any refusal by a participant to be tested shall be treated as a violation, and the appropriate sanctions will be assessed. (See Sanctions.) The student's parents or legal guardians (if the student is not an adult) shall be notified by the Principal of the refusal and sanction.
23. Violations shall be deemed to accumulate throughout the student's tenure (whether consecutive or not) in the District.
24. Any violation by a student (under the age of 18) shall be reported to the student's parents or legal guardians,
25. One (1) year after the student turns eighteen (18) years old or one (1) year after the student's graduation, whichever is later, all records in regard to this procedure concerning each student shall be destroyed, and at no time shall these results or records be placed in the student's academic file or be voluntarily turned over to any law enforcement agency, or used for any purpose other than those stated herein. For students who transfer out of the District or otherwise do not fulfill the requirements for graduation, the records of that student shall be destroyed one (1) year after the student turns eighteen (18) years old.

**SANCTIONS****First violation:**

1. The student shall be suspended from participation of any kind in any athletic program, any designated extracurricular activity, and parking privileges in the District for the next six (6) consecutive weeks. During the participant's suspension from athletics and designated extracurricular activities, the participant shall not be permitted to participate in or attend (as a part of a team including as a team manager or volunteer helper) any organized team activity, including, but not limited to, meetings, practices, games, competitions, travelling with the team or extracurricular group, or associating with the team or extracurricular group during any such activities. Prior to readmission to the team or designated extracurricular group, the student must submit to a new drug test administered in accordance with the same procedures utilized for random drug testing. The testing company currently under contract with the Board (or District personnel) must conduct all subsequent drug tests. A positive result shall be treated as a second violation.

## **Student Drug Testing Procedures**

### **First violation (continued):**

- A participant after a first violation shall be permitted to return to the designated extracurricular activity or parking privileges early at the end of the three consecutive weeks of suspension on a probationary basis if the participant during the first three weeks of suspension enrolled in and attended at least three actual sessions (as verified in writing by the drug treatment program) of a drug treatment program approved by the DDR, which drug treatment program will be paid for by the District. As a condition of the participant's probation, the student shall complete the drug treatment program in a timely manner, as verified to the DDR, by the drug treatment program and shall submit to further drug testing (conducted in accordance with this procedure by the District's testing company or District personnel (with follow up laboratory testing as set forth above) at the end of the original six-week suspension period. If a participant fails to satisfy the conditions of probation, the participant shall serve the remainder of the student's original suspension.
2. If a student is reinstated to the team, designated extracurricular activity, or resumed parking privileges following a first violation, the student's participation in another team shall not be restricted solely because of the existence of the first violation, as long as the student has completed the period of suspension and was appropriately reinstated to a team, designated extracurricular activity, or team. If the student elects not to seek reinstatement to a team, designated extracurricular activity or parking privileges after the first violation (either because of the student's own election or the season concluded prior to the expiration of the student's own suspension), the student is still required to serve the unexpired portion of the suspension before the student can be eligible for any other team or designated extracurricular activity and must test negative under the same procedure set forth above (testing performed by District's testing company or District personnel and any laboratory testing must be performed by the laboratory contracted by the District). A student serving a suspension for one team or designated extracurricular activity may try out for a second team or designated extracurricular activity if the student tests negative on a drug test performed in accordance with the procedures set forth herein (testing performed by District's testing company or District personnel and any laboratory testing must be performed by the laboratory contracted by the District). If the student successfully makes the team or designated extracurricular activity, prior to participation, the student must serve the unexpired portion of the previous suspension. A positive result on any subsequent test shall be deemed a second violation.

### **Second violation:**

1. The student shall be suspended for the next twelve (12) consecutive weeks from athletics, designated extracurricular activities, and/or parking privileges in the District. If necessary, the suspension shall carry over to the student's subsequent participation on another team or designated extracurricular activity and/or to the following season. Prior to readmission to the team or designated extracurricular activity, the student must submit to a new drug test at the student's expense, administered in accordance with the same procedure utilized for random drug testing. A positive result shall be treated as a third violation.

**Student Drug Testing Procedures****Second violation (continued):**

2. If a student is reinstated to the team, designated extracurricular activity, or parking privileges following a second violation, the student's participation in another team or designated extracurricular activity shall not be restricted solely because of the existence of the second violation, as long as the student has completed the period of suspension and has enrolled in and regularly attending (as verified by the program) drug treatment program approved by the DDR and was appropriately reinstated to the prior team. If the student elects not to seek reinstatement to a team or designated extracurricular activity after the second violation (either because of the student's own election or because the season concluded prior to the expiration of the student's period of suspension), the student is still required to serve the unexpired portion of the suspension before the student can be eligible for any other activity and must provide a negative drug test result from the testing company (or District personnel) currently under contract with the Board at the student's expense. A student serving a suspension for one team or designated extracurricular activity may try out for a second team or designated extracurricular activity if the student provides a negative drug test result from the testing company approved by the District at the student's expense. If the student makes the team or designated extracurricular activity, prior to participation, the student must serve the unexpired portion of the previous suspension. A positive result shall be treated as a third violation.

**Third violation:**

The student shall be suspended from covered activities for a period of one (1) calendar year from the date of the most recent test that yielded positive results. Also, the student must submit to regular drug testing administered in accordance with the same procedures utilized for random drug testing (at least quarterly).

**Fourth violation:**

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

**CONFIDENTIALITY**

**Appropriate measures shall be taken to protect student confidentiality throughout the testing process and in the handling of test results.**

Review/Revised:12/21/2017