

Random Drug-Testing for Students

[For further information, also see policy FNF (LOCAL).] [Also, see Steroids.]

Purpose:

- Prevent injury, illness, and harm resulting from the use of illegal and performance- enhancing drugs or alcohol
- Help enforce a drug-free educational environment
- Deter student use of illegal and performance-enhancing drugs or alcohol
- Educate students regarding the harm caused by the use of illegal and performance-
enhancing drugs or alcohol

Scope of the Testing:

Flour Bluff ISD requires drug testing of any student in grades 7-12 who chooses to participate in school-sponsored extracurricular activities for the entire school year.

A student participating in these activities shall be tested for the presence of illegal drugs.

The District will conduct random testing up to 8 times a year.

There will be two pools of students that are randomly sampled. One pool is for grades 7-8 and the other is for grades 9-12.

- School Sponsored Extracurricular Activities where students meet, participate, and compete in activities outside of the regular school day including academic activities, school sponsored clubs, athletics, NJROTC, and Fine Arts.

Junior High (Grades 7-8)

- Athletics (all sports)
- Band
- Cheerleading
- Choir
- Leadership Officer Training Corp
- Math Teams
- National Junior Honor Society
- One-Act Play
- Science Olympiad
- Science Teams
- Student Council
- Student-to-Student Club

- Theatre Arts
- University Interscholastic League (i.e., Academics, Athletics, Calculator Applications, Dictionary Skills, Editorial Writing, Impromptu Speaking, Listening Skills, Maps, Graphs and Charts, Mathematics, Modern Oratory, Number Sense, One Act Play, Oral Reading, Prose and Poetry, Ready Writing, Science, Social Studies, Speech, Spelling, Theatre, Fine Arts, etc.)
- Yearbook
- Any additional organizations/clubs that are school-sponsored, extracurricular activities that meet outside the school day as an organization

Orientation Meetings:

Flour Bluff ISD shall conduct meetings with parents and interested student participants prior to the start of the random drug-testing program and coaches/sponsors will conduct meetings at the beginning of the season for each extracurricular activity. Coaches/sponsors of extracurricular activities shall explain the drug-testing program and review the policy and consent form.

Student attendance at the orientation meeting is mandatory. Parent or legal guardian attendance at an orientation meeting is highly encouraged. If a student fails to attend an orientation meeting prior to the start of the extracurricular activity, the student shall not be allowed to participate until the orientation process is completed.

Consent:

Before a student is eligible to participate in extracurricular activities, the student and their parent or legal guardian shall be required annually to sign a consent form agreeing to be subject to the rules and procedures of the random drug-testing program. If appropriate consent is not given, the student shall not be allowed to participate in extracurricular activities.

Use of Results:

Random drug test results shall be used only to determine eligibility for participation in extracurricular activities and associated consequences. Positive drug test results shall not be used to impose disciplinary sanctions or academic penalties per the FBISD Student Code of Conduct, unless the student is found to be in violation of the Student Code of Conduct at the time of random drug testing. 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.

Confidentiality:

Random drug-testing results shall be confidential and shall be disclosed only to the student, the student's parents or legal guardian, and designated district officials who need the information in order to administer the random drug-testing program and consequences for a positive drug test

result. Drug test results shall not be maintained with a student's academic record. Results shall not be otherwise disclosed except as required by law.

Substances Tested:

The drug-testing laboratory will administer tests for the presence of items such as:

- Marijuana
- Cocaine
- Amphetamine/Methamphetamine (examples: Adderall, Ritalin, some diet pills)
- Opiates (codeine, morphine)
- Phencyclidine (PCP)
- Barbiturates (examples: Pentobarbital, secobarbital and amobarbital)
- Benzodiazepines (examples: Xanax, Librium)
- Methadone (examples: Symoron, Dolophine, Amidone, Methadose)
- Methaqualone (examples: Quaalude, Mandrex)
- Propoxyphene (examples: Darvon, Darvocet)
- MDMA (Ecstasy)
- Expanded Opiates (examples: Heroin, Synthetic Opiates, Hydrocodone: Vicodin,
- Lortab, Lorcet, Hycodan, Vicoprophen; Hydromorphone: Dilaudid, "Dust", "Juice", "Smack", "D", "Football"; Oxycodone: Tylox, Percodan, OxyContin; Oxymorphone: Numorphan, Opana
- Anabolic Steroids

Collection Procedures:

Personnel from the drug-testing laboratory shall collect urine samples 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 schools' testing site by a Flour Bluff ISD employee/testing lab employee and shall remain under supervision until the student provides a sample. Samples shall be produced by a student from behind a closed restroom stall. A Flour Bluff ISD employee/testing lab employee shall be present when any samples are collected. Students will have two hours from the time of arrival at the testing site to produce a sample.

Refusal to Test, Tampering, or Failure to Collect a Sample:

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 and consequences, if any. If a sample cannot be produced by the student within the two-hour time window, the student will have the same consequences as a positive test depending on previous positive test results and consequences, if any. If a student is absent on the day of the random drug test, a sample shall be collected on the next random drug testing date.

Positive Test Results:

Upon receiving results of a positive drug test, the designated district administrator(s) shall schedule a meeting with the student, the student's parent or legal guardian and the coach or sponsor of the extracurricular activity(ies) to review the test results and discuss consequences. The student or parent shall have 14 school days following the meeting to provide a medical explanation for a positive result. Until such proof is provided, accepted and approved by Flour Bluff ISD, the student shall receive the consequences designated for the positive result. If the medical explanation is not accepted, the consequences will continue until completed.

Retesting:

If the student wishes to return to participation in extracurricular activities after applicable consequences for the first offense, the student will be retested on the next two random test dates so long as the student wishes to participate in extracurricular activities. If the student has a second positive result/offense, the student will be required to participate in drug testing on each occasion for the remainder of their involvement in extracurricular activities at Flour Bluff ISD. If the student has a negative test result each of the two times after a first offense, the student shall be returned to the random testing pool. If the student has a positive test result either time after the first offense, the established consequences will be imposed.

Consequences:

Consequences of positive test results shall be cumulative through the student's enrollment in Flour Bluff ISD. If a student with a confirmed positive drug test withdraws from Flour Bluff ISD prior to completing the suspension and reinstatement requirements and returns to Flour Bluff ISD, the consequence will be imposed upon return, unless Flour Bluff ISD determines the consequence was fully served in another accredited school setting. Flour Bluff ISD may notify the school in which the student is enrolling that an "undisclosed violation" has occurred, resulting in the suspension of the student from extracurricular activities for the specified period of time.

A student who has a confirmed positive drug test shall be subject to the following consequences:

1st Offense:

Upon a first offense of receiving a confirmed positive drug or alcohol test, a student shall be suspended from extracurricular activity for 14 calendar days following the date the student and parent are notified of the test results. Additionally, the student shall be required to complete four hours of drug counseling and shall submit signed documentation of completion from a District-approved, accredited, certified drug counseling entity. During the period of suspension, the student shall not be permitted

to participate in practices and/or extracurricular activities outside the scheduled school day, to include extracurricular award banquets and performances, etc. The student may remain in class and participate to earn credit.

2nd Offense:

Upon a second offense of receiving a confirmed positive drug or alcohol test, a student shall be suspended from extracurricular activity for 42 calendar days following the date the student and parent are notified of the test results. Additionally, the student shall be required to complete eight hours of drug counseling and submit signed documentation of completion from a District-approved, accredited, certified drug counseling entity. During the period of suspension, the student shall not be permitted to participate in practices outside the scheduled school day. The student may remain in class and participate to earn credit. The student shall lose all leadership titles and be removed from all leadership positions held at the time of suspension. If the student commits no further drug/alcohol or other serious offenses, the suspension from leadership titles will be reviewed after two calendar years. If tryouts are held during the time of the student's suspension, the student shall not be eligible for the activity for which the tryouts are held. If the student wishes to return to participation in extracurricular activities, he/she must be retested for the remainder of their high school career (all random test dates).

3rd Offense:

Upon a third offense of receiving a confirmed positive drug test, a student shall be suspended from participation in any extracurricular activity for a full calendar year. Additionally, the student shall be required to complete 16 hours of drug counseling and shall submit signed documentation of completion from a District-approved, accredited, certified drug counseling entity. During the period of suspension, the student shall not be permitted to participate in practices outside the scheduled school day. The student may remain in class and participate to earn credit. The student shall lose all leadership titles and be removed from all leadership positions held at the time of suspension. If the student commits no further drug/alcohol or other serious offenses, the suspension from leadership titles will be reviewed after two calendar years. If tryouts are held during the time of the student's suspension, the student shall not be eligible for the activity for which the tryouts are held. If the student wishes to return to participation in extracurricular activities, he/she must be retested for the remainder of their high school career (all random test dates).

Drug Intervention Counseling:

For students who have a confirmed positive drug test result, drug intervention counseling is required for each level of consequence. Drug intervention counseling will be at the expense of the student/parent and must be provided by a District-approved/accredited/certified drug counseling entity. The District shall notify the parent and student of drug abuse prevention resources available in the area, including any that are free of charge or lower cost.

End-of-Semester Suspensions:

While the period of suspension is calculated in calendar days, the days shall be considered calendar days during the school year. If a student's suspension from participation in extracurricular activities 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.

Appeals:

A student or parent may appeal a decision made under this policy in accordance with FNG (LOCAL). The student shall be ineligible for participation in extracurricular activities while the appeal is pending.