

# Rochelle ISD Random Drug Testing Policy

## INTERROGATIONS

- BY SCHOOL OFFICIALS** Administrators, teachers, and other professional personnel may question a student regarding 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).
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## USE OF TRAINED DOGS

The District shall use specially trained non-aggressive 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.

Such visits to schools 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 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, the District shall inform students of the District's policy on searches, as outlined above, and shall specifically notify students that:

1. Lockers may be sniffed by trained dogs at any time.
2. Vehicles parked on school property may be sniffed by trained dogs at any time.
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, the possessing student shall be subject to appropriate disciplinary action in accordance with the Student Code of Conduct.

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**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 school property, or on the student's person, as a result of a search conducted in accordance with this policy.

**DESKS AND  
LOCKERS**

Desks, lockers, and similar items are the property of the District and are provided for student use as a matter of convenience. Lockers and desks are subject to blanket searches or inspections by District administrators. Searches or inspections may be conducted at any time and without notice. Students shall be fully responsible for the security and contents of desks or lockers assigned to them. Students shall make certain that lockers are locked and that the keys or combinations are not given to others. Students shall not place or keep in a desk or locker any article or material prohibited by law, District policy, or the Student Code of Conduct. Students shall be held responsible for any prohibited items found in their desks or lockers.

School officials may search lockers, or vehicles parked on school property, if there is reasonable cause to believe that they contain articles or materials prohibited by District policy. Students shall be responsible for any prohibited items found in their lockers or in vehicles parked on school property.

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**VEHICLES**

Students shall be fully responsible for the security and contents of vehicles driven or parked on school property. Students shall make certain that their parked vehicles are locked and that the keys are not given to others. Students shall not place or keep in a vehicle on school property any article or material prohibited by law, District policy, or the Student Code of Conduct.

If there is reasonable cause to believe that a vehicle on school property contains contraband, it may be searched by school officials or by personnel whose services have been engaged by the District to conduct such searches. Students shall be held responsible for any prohibited items found in their vehicles on school property.

If a vehicle subject to search is locked, the student shall be asked to unlock the vehicle. If the student refuses, the District shall contact the student's parents. If the parents also refuse the search, the District may contact local law enforcement officials and turn the matter over to them.

**DRUG  
TESTING  
POLICY  
SCOPE**

The District requires drug testing of any student in grades 6-12 who chooses to participate in school-sponsored extracurricular activities.

A student participating in these activities shall be tested for the presence of illegal drugs and alcohol randomly throughout the school year.

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**COVERED  
ACTIVITIES**

School-sponsored extracurricular activities for which testing are required include, **but not limited to:**

- Annual Staff
- Band
- Basketball
- Cheerleading
- Cross Country
- 4-H
- FFA (Future Farmers of America)
- FFA Junior Division
- Football
- Golf
- Graduation Exercises
- Homecoming Activities
- NHS (National Honor Society)
- Prom
- Student Council
- Tennis
- Track
- All UIL events including One Act Play and all UIL academic events
- Field Trips
- Any school sponsored clubs or organizations

This list is intended as a sample only and may include others. Extra-curricular activities are any activities beyond the state mandated curriculum.

**PURPOSE**

The purposes of the drug-testing program are to:

1. Prevent injury, illness, and harm resulting from the use of illegal and performance-enhancing drugs or alcohol.
2. Help enforce a drug-free educational environment.

3. Deter student use of illegal and performance-enhancing drugs or alcohol.
  4. Educate students regarding the harm caused by the use of illegal and performance-enhancing drugs or alcohol.
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**DISTRIBUTION OF POLICY**

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.

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**ORIENTATION MEETINGS**

The District shall conduct meetings with parents and interested student participants prior to inception of the program and at the beginning of each school year.

Educational information on the harmful effects of drug and alcohol abuse shall be provided.

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**CONSENT**

Before a student is eligible to participate in extracurricular activities, the student shall be required to sign a consent form agreeing to be subject to the rules and procedures of the drug-testing program. Once a consent form is signed it does not need to be done annually for returning students. It will be considered valid unless revoked. New students and sixth graders each year will be given the opportunity to consent or refuse at enrollment. 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.

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**USE OF RESULTS**

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 academic penalties. Bylaws and policies of the individual extracurricular programs will also apply.

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.

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## **CONFIDENTIALITY**

Drug-testing 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 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.

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## **TESTING LABORATORY**

The Board shall contract with a certified drug-testing laboratory to conduct testing of students' urine samples.

Testing laboratories shall not release statistics regarding the rate of positive drug tests to any person or organization without consent of the District.

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## **SUBSTANCES ELIGIBLE FOR TESTING**

The District shall make available to students and parents this list of the substances eligible for testing:

- Alcohol
  - Amphetamines
  - Barbiturates
  - Benzodiazepine
  - Cocaine
  - Methaqualone
  - Opiates: Codeine, Heroin, Morphine, Papaverine  
Phencyclidine
  - Tetrahydrocannabinoids (THC): Marijuana
  - Steroids
  - Ecstasy
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## **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 school's testing site by a District employee and shall remain under employee supervision until the student provides a sample. Samples shall be produced by a student from behind a closed restroom stall. A District employee of the same gender as the student shall be present when any samples are collected.

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## **RANDOM**

Random tests shall be conducted on as many as 10 dates

**TESTING**

throughout the school year.

No less than 10 percent and no more than 20 percent of the students participating in the program shall be randomly selected for each random test date.

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.

**REFUSAL TO TEST OR TAMPERING**

A student who refuses to be tested when selected, fails to produce a sample in the allotted time, 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.

Every Rochelle ISD student from grades 6-12 that intend to participate in extra-curricular activities during the school year will submit to a mandatory drug test set by administration at the first of the school year. Students who are enrolled at Rochelle ISD that do not test at the first opportunity will be ineligible to participate in any extra-curricular activities for that school year. Students absent during the mandatory base line testing will be ineligible until 1). They are tested at the next available testing date (usually the next month's random testing date) 2). The student submits negative test results from an approved source at their own expense.

If a student is absent on the day of the random test, a sample shall be collected on the next random testing date.

A student enrolling after the initial drug test will be tested during the next random drug testing session to be eligible for extra-curricular activities. They will be allowed to participate during the period between enrollment and the next random drug testing date.

**POSITIVE TEST RESULTS**

An initial positive test shall be confirmed by a second test of the same specimen before being reported as positive.

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, and the coach or sponsor of the extracurricular activity to review the test results and discuss consequences.

The student or parent shall have 3 school days following the meeting to provide a medical explanation for a positive result.

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## CONSEQUENCES

### FIRST OFFENSE

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

1. 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, and the coach or sponsor of the extracurricular activity to review the test results.
2. The student will complete a drug education program recommended by the District at the student and parent's expense within the 45 day suspension period.
3. The student shall be retested on the next 3 random test dates and test negative on each testing. A positive test will constitute a second offense.
4. The student will be excluded from any extra-curricular activities for a period of 45 calendar days

The student or parent shall have 3 school days following the meeting to provide a medical explanation for a positive result.

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### DRUG ABUSE PREVENTION

The District shall notify the parent and student of drug and alcohol abuse prevention resources available in the area.

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### SECOND OFFENSE

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

1. 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, and the coach or sponsor of the extracurricular activity to review the test results.
2. The student shall be suspended from any extracurricular

activity including practices for **one calendar year from the date of the last positive test.**

3. The student shall be retested on the next 3 random test dates and must test negative on each testing. A positive test will constitute a 3<sup>rd</sup> offense.
4. The student will complete a drug education program recommended by the District at the student and parent's expense.

The student or parent shall have 3 school days following the meeting to provide a medical explanation for a positive result.

The District shall again notify the parent and student of drug and alcohol abuse prevention resources available in the area.

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**THIRD  
OFFENSE  
AND  
SUBSEQUENT  
OFFENSES**

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

1. 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, and the coach or sponsor of the extracurricular activity to review the test results.
2. The student shall be excluded from participation in any Extra-curricular activity for the remainder of their enrollment at Rochelle ISD (this includes any subsequent enrollments).

These consequences are cumulative for grades 6-12 for extra-curricular activities at Rochelle ISD.

The student or parent shall have 3 school days following the meeting to provide a medical explanation for a positive result.

The District shall again notify the parent and student of drug and alcohol abuse prevention resources available in the area.

The student may be subject to other consequences in accordance with the rules of the particular extra-curricular activity.

A student will not be allowed to participate in extra-curricular activities until all consequences have been met including an approved drug education program.

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**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 extra-curricular activities while the appeal is pending.

**(revised and board approved on 8/30/06)**

## **Rochelle ISD Drug Testing Policy Consent Form for Biological Testing**

I/we have read and understand the attached Rochelle ISD Random Drug Testing Policy. I/we understand that participation in extra-curricular activities at Rochelle ISD is voluntary and a privilege.

I/we understand that a consent form must be signed and in place before a student is allowed to participate in any extra-curricular activities. I/we understand that the lack of a signed form will prevent the student listed below from participating in any extra-curricular activities of Rochelle ISD. I/we further understand that a refusal to test at any point will be treated as a positive test.

I/we understand the procedures that will be followed if a student tests positive for illegal drug use or if a student has a documented violation of school drug rules or a state/federal drug law.

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Printed name of student	Signature of student	Date
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Printed name of parent/guardian	Signature of parent/guardian	Date
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**IMPORTANT---**My child takes these medications:

1. \_\_\_\_\_
2. \_\_\_\_\_
3. \_\_\_\_\_
4. \_\_\_\_\_
5. \_\_\_\_\_