

**Athena-Weston
School District 29J**

Code: **JFCH/JFCI**
Adopted: 7/14/14
Readopted: 8/10/15
Orig. Code(s): JFCI

Drug and Alcohol Abuse/Use **

The abuse/use of alcohol, narcotics and other dangerous drugs by district students represents a health danger, contributes to behavior problems, interferes with other students' learning, and results in lower academic performance. In addition, drug and alcohol use by students directly interferes with staffs ability to educate students and perform their assigned duties. Therefore, the Board is committed to achieving an environment free of drug sales, use, abuse and dependency within our student community.

It is not the intention to punish students, but to correct inappropriate behavior and to provide assistance to those students with chemical dependency. Implementation of this procedural guideline, including staffing, in-service training and instructional materials, will be provided within the resources allocated in the annual budget.

The districts role in dealing with drug and alcohol abuse/use will be to:

1. Pursue all available sources of funding, including federal and state grant fund to promote drug and alcohol free schools.
2. Implement a comprehensive drug and alcohol abuse program, K-12, to include prevention education, early intervention and referral, development of coping skills and alternatives to drug and alcohol use, and establishment of an age-appropriate drug and alcohol abuse curriculum that is an integral part of the district health program.
3. Establish an extra-curricular drug testing program that empowers students to say no to peer pressure:
 - a. To provide for the health and safety of all co-curricular participants;
 - b. To help our students fight the effects of peer pressure by providing a legitimate reason for participants to refuse to use illegal drugs; and
 - c. To encourage participants who are found to be using drugs to participate in drug treatment programs.
4. Establish intervention procedures to assist students whose academic success is being hindered by the use of alcohol and illegal drugs. The purpose of the program is to refer identified students to appropriate resources for assistance. The goal of intervention is to restore students to productive academic activity.
5. Establish procedures and regulations to facilitate and encourage the prevention of, treatment of and intervention in drug and alcohol abuse/use. The district will investigate when there is reasonable suspicion that a student is in violation of the regulation. The appearance of being under the influence of a controlled substance or alcohol is among reasons which may be considered sufficient to establish reasonable suspicion.

Based upon training and experience, the observational markers of intoxication will lead to the affected student's removal from class to the office, where the observation will be confirmed or denied by the observation of a second trained staff member. If the observation confirms intoxication of an unknown origin, then the administration will remove the student from the class or activity.

The school will request the parent to pick up his/her student and have a drug test or drug/alcohol assessment performed at the parent's expense. Administration will also ask that the keys to any vehicles a student may have be turned over to the building administrator or designee. If the student refuses to turn over their keys, law enforcement will be called and notified of our concern that a student may try to operate a vehicle while under the influence. In addition, if the student does test positive, consequences will occur for students in possession or under the influence of unlawful drugs/alcohol (where no selling or sharing with other students occur).

Substance/Drug Abuse

Substance abuse or the possession, use, sale or supply of any unlawful drug, including drug paraphernalia, or any substance purported to be an unlawful drug within 1,000 feet of district premises or at any school-sponsored activity is prohibited.

The following definitions apply to this policy:

1. "Substance abuse" means the use of any chemical or chemical compound which releases vapors or fumes or substance not otherwise excepted by law, Board policy or administrative regulation, which is toxic, corrosive, an irritant, a strong sensitizer, flammable, combustible, generates or is used to generate pressure, if such chemical or chemical compound, substance or mixture of substances is used in a manner that may cause intoxication, inebriation, stupefaction, personal injury or illness when induced by any means into the human body.
2. "Unlawful drug" means any drug as defined by the Controlled Substances Act including, but not limited to, marijuana, cocaine, opiates, amphetamines and phencyclidine (PCP). As used in this policy, unlawful drug also means possession, use, sale or supply of prescription and nonprescription drugs in violation of Board policy JHCD - Nonprescription Medications, JHCDA - Prescription Medications and any accompanying administrative regulations.
3. "Drug paraphernalia" means all equipment, products and materials of any kind which are marketed for the use or designed for the use in manufacturing, compounding, producing, processing, preparing, analyzing, packaging, storing, containing, concealing, injecting, ingesting, inhaling or otherwise inducing a controlled substance or intoxicant into the human body.

If possession or use occurred on school grounds or while participating in school-sponsored activities, students will be subject to discipline up to and including expulsion. If possession or use occurred within 1,000 feet of school grounds, disciplinary action may include removal from any or all extracurricular activities and/or forfeiture of any school honors or privileges (e.g., valedictorian, salutatorian, student body, class or club office positions, senior trip, prom, etc.). Appropriate health and law enforcement agencies may be involved in at least a consultative and investigative capacity. Parents will be notified.

Possession or Use

1. The student's parents or guardians will be notified and a conference scheduled; law enforcement may be notified;
2. Students possessing, using or under the influence of a controlled substance or alcohol will be suspended until further investigation can be completed confirming possession, use or under the influence.

END OF POLICY

Legal Reference(s):

[ORS 161.605](#)

[ORS 161.625](#)

[ORS 332.107](#)

[ORS 336.067](#)

[ORS 336.222](#)

[ORS 336.227](#)

[ORS 339.240](#)

[ORS 339.250](#)

[ORS Chapter 475](#)

[OAR 581-021-0050 to -0075](#)

[OAR 581-021-0110](#)

[OAR 581-022-0413](#)

[OAR 581-053-0230\(9\)\(s\),\(t\)](#)

[OAR 581-053-0330\(1\)\(n\),\(o\)](#)

[OAR 581-053-0430\(13\),\(14\)](#)

[OAR 581-053-0531\(12\),\(13\)](#)

[OAR 581-053-0630](#)

[OAR 584-020-0040](#)

Controlled Substances Act, 21 U.S.C. § 812; Schedules of Controlled Substances, 21 C.F.R. §§ 1308.11 - 1308.15 (2006).
Safe and Drug-Free Schools and Communities Act, 20 U.S.C. §§ 7101-7117 (2006).