

# Coos Bay School District 9

Code: **JFCI**  
Adopted: 5/9/05  
Readopted: 3/07/11  
Orig. Code(s): JFCI

## Substance/Drug Abuse by Students

It is the policy of the district to provide a learning environment that is safe. The district endorses the philosophy that schools should be free from unlawful drugs.

### Code of Conduct

Substance abuse or the possession, use, sale or delivery of any unlawful drug or drug paraphernalia or any substance purported to be an unlawful drug on or near school district premises or at any school-sponsored activity is prohibited.

### Definitions

1. “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 - Administering Noninjectable Medicines to Students, JHCDA - Administering Injectable Medicines to Students and any accompanying administrative regulations.
2. “On or near school district premises” means on or within 1,000 feet of any property whether owned, leased, or in any other manner under the control of the Board.
3. “School-sponsored activities” means any activity or enterprise carried out in whole or in part under the auspices of the district.
4. “Drug paraphernalia” means all equipment, products and materials of any kind which are marketed for use or designed for 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.
5. “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.

## Procedures

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 near 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.

District administrators acting on reasonable suspicion may request that students participate in a Breathalyzer screening for alcohol at school or prior to or during a school sponsored event. If a student refuses, he/she may be subject to school discipline and or referral to law enforcement officials.

## Legal Penalties

Unlawful delivery of a controlled substance to a student or minor within 1,000 feet of school property is a Class A felony as provided by ORS 475.999.

END OF POLICY

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### Legal Reference(s):

<a href="#">ORS 161.605</a>	<a href="#">OAR 581-021-0050 to -0075</a>
<a href="#">ORS 161.625</a>	<a href="#">OAR 581-021-0110</a>
<a href="#">ORS 332.107</a>	<a href="#">OAR 581-022-0413</a>
<a href="#">ORS 336.067</a>	<a href="#">OAR 581-053-0015</a>
<a href="#">ORS 336.222</a>	<a href="#">OAR 581-053-0545(4)(c)(R)-(T)</a>
<a href="#">ORS 336.227</a>	<a href="#">OAR 581-053-0550(5)(q)-(s)</a>
<a href="#">ORS 339.240</a>	<a href="#">OAR 584-020-0040</a>
<a href="#">ORS 339.250</a>	
<a href="#">ORS Chapter 475</a>	

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).