

Use of Alcohol or Unlawful Drugs**

1. Definitions:

- a. "Alcohol" means any liquor, wine, beer or other alcoholic beverage;
- b. "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;
- c. "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;
- d. "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;
- e. "Under the influence" means observable behavior resulting from the use of alcohol or unlawful drugs and substance abuse, such as smell, erratic movement, slurred speech, etc.

2. Rules and penalties for alcohol and unlawful drugs, including drug paraphernalia and substance abuse:

- a. Use or possession of unlawful drugs, including drug paraphernalia and substance abuse or alcohol:
 - (1) A student found using or possessing alcohol or unlawful drugs, including drug paraphernalia and substance abuse on district grounds or at any school activity will be referred to the appropriate law enforcement agency;
 - (2) The student's parent will be notified and a conference requested;
 - (3) The student will be suspended from school and/or recommended for expulsion on a first offense. On a repeat offense the student will be recommended for expulsion in accordance with the district-adopted disciplinary guidelines;
 - (4) To mitigate disciplinary action, the student may voluntarily complete an evaluation, at parent expense, for potential substance abuse or alcohol or drug use, by a qualified

professional approved by the superintendent or designee and the student's parent. If the parent/student agree to the voluntary evaluation:

- (a) The student may be readmitted to school after arrangements for the evaluation are verified by the superintendent or designee and completion of the terms of the mitigated district-imposed discipline;
 - (b) Failure to complete the evaluation or to comply with the recommendations of the evaluator will result in a requirement that the student fulfill the unmitigated terms of the disciplinary action.
- b. Selling or distributing of unlawful drugs or alcohol, substances purported to be a drug or materials intended for substance abuse:
- (1) A student found selling drugs or alcohol or substances purported to be a drug or materials intended for substance abuse on or near the school grounds during school or at any school activity will be referred immediately to the appropriate law enforcement agency;
 - (2) Parent contact will be made and a conference requested;
 - (3) The student will be suspended and/or recommended for expulsion to the full extent of the law.
- c. Possession or sale of drug paraphernalia:
- (1) A student found possessing or selling drug paraphernalia will be suspended from school on a first offense. On a repeat offense the student will be recommended for expulsion;
 - (2) A student may be referred to the appropriate law enforcement agency;
 - (3) Parent contact will be made and a conference requested.