

## **Student Drug Testing\*\***

### **Definitions**

1. “Illegal drug” is any drug which an individual may not sell, possess, use, distribute or purchase under state law, or as defined in schedules I through V of the Controlled Substances Act (21 U.S.C. § 812) including, but not limited to, marijuana, cocaine, opiates, amphetamines and phencyclidine (PCP). As used in this policy, “illegal drug” also means possession, use, sale or supply of prescription and nonprescription medication - in violation of Board policy JHCD - Administering Noninjectable Medicines to Students and accompanying administrative regulation and JHCDA - Administering Injectable Medicines to Students. “Illegal drug” shall also include alcohol.
2. “Performance-enhancing drug” includes anabolic steroids and any other natural or synthetic substance used to increase muscle mass, strength, endurance, speed or other athletic ability. The term “performance-enhancing drug” does not include dietary or nutritional supplements such as vitamins, minerals and proteins which can be lawfully purchased in over-the-counter transactions.
3. “Prescription medication” means any noninjectable drug, chemical compound, suspension or preparation in suitable form for use as a curative or remedial substance taken either internally or externally by a student under the written direction of a physician. Prescription medication does not include dietary food supplements.
4. “Nonprescription medication” means only commercially prepared, non-alcohol-based medication to be taken at school that is necessary for the student to remain in school. This shall be limited to eyes, nose and cough drops, cough suppressants, analgesics, decongestants, antihistamines, topical antibiotics, anti-inflammatories and antacids that do not require written or oral instructions from a physician. Nonprescription medication does not include dietary food supplements.

### **Consent**

Each student wishing to participate in athletics and/or competitive extracurricular activities and the student’s parent(s) shall consent in writing to drug testing. Written consent shall be in the form attached to this administrative regulation. No student shall be allowed to participate in athletics and/or competitive extracurricular activities without such consent.

Consent must be given prior to the start of the school year. Students will remain in the program until they remove their consent.

Individual results will not be released without parent permission. All information will only be reported as group totals and not individual results.

## **Walk-Ons**

If a student wishes to participate in athletics and/or competitive extracurricular activities and did not give consent at the start of the school year he/she will be considered a walk-on.

The student will apply to participate in the sport. A review committee will meet to determine the student's intent in not declaring at the start of the school year. The review committee will consist of the principal, athletic director, a coach and a teacher.

## **Removal from the Program**

Students and the parents may declare in writing that they are removing their consent to participate in the drug testing program in writing at any time. The student will not be allowed to participate in sports and/or competitive extracurricular activities for 12 months after he/she removes his/her consent.

## **Selection**

All student athletes and extracurricular activity participants will be subject to random urinalysis drug testing throughout the school year, notwithstanding whether they are participating in a sport or extracurricular activity at the time of the testing.

Random testing will be by lottery from a pool of all students participating in athletic and extracurricular activity programs in all grades levels where substance abuse is perceived to be a problem.

The superintendent shall take reasonable steps to assure the integrity, confidentiality and random nature of the selection process including, but not limited to, assuring that:

1. The names of all participating students are in the pool;
2. The person drawing names has no way of knowingly choosing or failing to choose particular students for testing;
3. The identity of students drawn for testing is not known to those involved in the selection process;
4. The selection process is done by random selection based on a confidential student ID number, without knowledge of the student's name and observed by at least two adults.

## **Testing**

Testing will be conducted by a laboratory selected by the district. Chain of custody procedures, as recommended by the laboratory, will be followed.

Samples will be collected at a mutually convenient time on the same day the student is selected for testing or, if the student is absent on that day, will be tested on the next testing date. All students selected for testing will be given the option of providing samples in a manner that minimizes the extent of privacy intrusion to the student. Students who refuse to provide a sample will be considered to have tested positive and will be subject to the procedures listed below.

The testing laboratory will test for one or more illegal or performance-enhancing drugs. The superintendent shall decide prior to selection of students which illegal or performance-enhancing drugs

shall be screened. Samples will not be screened for the presence of any substance other than an illegal or performance enhancing drug or for the existence of any physical condition other than drug ingestion or intoxication.

The district has chosen urine as the means for drug testing, although a hair drug test could be used if there is reasonable suspicion that a student is attempting to cheat on the urine test or if there is reasonable suspicion that a student is using an illegal drug. The district will make this decision as needed.

The testing laboratory will report results only to the superintendent or his/her designee.

### **Positive Test Results**

If the student's test results indicate the presence of illegal or performance-enhancing drugs, the following will occur:

The student or parent may within 72 hours of a positive test notification voluntarily disclose use of prescription medication which may have affected the outcome of the test.

### **Discipline**

The following procedures will be observed for all discipline arising from violation of the district's policy.

#### **One Time Only - Voluntary Student Admission**

If a student prior to taking his/her first test reports that the sample will likely be positive the following procedure will be observed:

1. Sign the Voluntary Student Admission Form;
2. The student is tested for baseline data;
3. Notify student and parent(s);
4. Meeting scheduled by the principal, with the parent(s) and student;
5. Voluntary participation and successful completion of a drug assistance program with and submission to the next three follow-up drug testing opportunities;
6. Suspension from participation in athletics for one week of competition and suspension from extracurricular activities for one week.

#### **First Positive Result**

1. Notify student and parent(s);
2. Meeting scheduled by the principal, with the parent(s) and student;
3. Voluntary participation and successful completion of a drug assistance program with and submission to the next four follow-up drug testing opportunities;

4. Suspension from participation in athletics for two weeks of competition and suspension from extracurricular activities for two weeks.

Second Positive Result (In any two consecutive calendar years)

1. Notify student and parent(s);
2. Meeting scheduled by the principal, with the parent(s) and student;
3. Voluntary participation and successful completion of a drug assistance program with and submission to the next eight follow-up drug testing opportunities;
4. The student will be suspended from participating in athletics for six weeks of the athletic season for which the student is eligible and suspension from extracurricular activities for six weeks.

Third Positive Result (In any two consecutive calendar years)

1. Notify student and parent(s);
2. Meeting scheduled by the principal, with the parent(s) and student;
3. The student will be suspended from participating in athletics and extra curricular activities for 18 weeks;
4. Voluntary participation and successful completion of a drug assistance program with and submission to the next 16 follow-up drug testing opportunities.

Fourth Positive Result (In any two consecutive calendar years)

1. Notify student and parent(s);
2. Meeting scheduled by the principal, with the parent(s) and student;
3. The student will be suspended from participating in athletics and extra curricular activities for 36 weeks;
4. Voluntary participation and successful completion of a drug assistance program with and submission to the next 16 follow-up drug testing opportunities.

**Alcohol Positive Test Result**

Students will be tested for the presence of alcohol during the same time they are being tested for drugs using a breathalyzer. If a student tests positive for the presence of alcohol immediate notification will occur and the procedures above for positive test results will be followed.

## **Discipline Forgiveness**

Students may have up to half of their consequence forgiven for doing the following:

1. For each completely negative random drug test after their positive test, one week will be subtracted from their athletic and extra curricular activity participation for up to half of their consequence;
2. For each week that a student participates in an approved drug and alcohol program in addition to the school program, one week will be subtracted from their athletic and extra curricular activity participation for up to half of their consequence.

Both 1 and 2 from above can accumulatively reduce the discipline up to half for the consequence level the student is on.

## **Suspensions**

Suspensions carry over from season to season and from one school year to the next, including over the summer. Violations are cumulative over the student's high school career. Every student entering Scio High School for the first time will start with a clean record.

## **Relationship to Student Discipline Policies**

Normal disciplinary measures which may affect eligibility are still applicable for violations which do not arise from these testing procedures.

## **Appeal Process**

A student who has been determined to be in violation of the district's drug testing policy shall have the right to appeal the decision to the superintendent or his/her designee. The appeal must be submitted to the superintendent, in writing, within five calendar days following the meeting with the principal. The student will remain eligible to participate in athletics and extracurricular activities pending the appeal.

The superintendent or his/her designee will determine whether the original finding was justified and if so the disciplinary action will be imposed.

The student may appeal superintendent's decision to the Board by providing notice within five calendar days of the superintendent's decision. The disciplinary decision will stand unless subsequently reversed or amended by the board.

**SCIO SCHOOL DISTRICT 95  
STUDENT DRUG-TESTING AUTHORIZATION FORM**

I understand that my safety and performance as an athlete and participation in extracurricular activities and the reputation of my school are dependent, in part, on my conduct as an individual. I hereby agree to accept and abide by the Board policies, administrative regulations and rules of the Scio School District.

I also authorize Scio School District to conduct a test for alcohol and drug use on a specimen which I provide (hair, urine, breath). I also authorize the release of information concerning the results of such a test to the district and to my parent(s).

This shall be deemed a consent pursuant to the Family Educational Rights and Privacy Act for the release of the above information to the parties named above.

I have received a copy of this release. I have read and understand the district policy and administrative regulation.

\_\_\_\_\_  
Student Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Parent Signature

\_\_\_\_\_  
Date

**SCIO SCHOOL DISTRICT 95**  
**STUDENT DRUG-TESTING REMOVAL OF AUTHORIZATION FORM**

I understand that I may not participate in athletics and extracurricular activities for one calendar year from the date this Removal of Authorization Form is signed and dated.

I understand that I will be removed from the drug testing pool and will not be allowed to re-enroll for one calendar year from the date this Removal of Authorization Form is signed and dated.

I have received a copy of this release. I have read and understand the district policy and administrative regulation.

\_\_\_\_\_  
Student Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Parent Signature

\_\_\_\_\_  
Date

**SCIO SCHOOL DISTRICT 95**  
**ONE TIME ONLY - VOLUNTARY STUDENT ADMISSION FORM**

Today I was selected for a random drug test. I am voluntarily reporting that my test will most likely be positive.

I understand that I may not participate in athletics and extracurricular activities for 1 week from today.

I understand that I will be tested today as a baseline and I will be required to take the next three tests. The next positive test that I have will be treated as my first positive test. I also understand that I will be required to successfully complete a drug assistance program.

I have received a copy of this release. I have read and understand the district policy and administrative regulation.

\_\_\_\_\_  
Student Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Parent Signature

\_\_\_\_\_  
Date