



## **ADMINISTRATIVE REGULATION JCABB – STUDENT DRUG TESTING**

### **I. Statement of Purpose**

The Dalton Board of Education recognizes the importance of protecting the health and safety of students from the use of illegal drugs, synthetic drugs and prescription drugs without a valid prescription. The purpose of this regulation is to help prevent substance abuse among students, to encourage treatment for students with substance abuse problems and to ensure that students have the opportunity to attend school and participate in activities in a fair, safe and healthy environment.

The purposes of this regulation are:

1. To educate students about the serious physical, mental and emotional harm caused by illegal drug use.
2. To alert students with possible substance abuse problems to the potential harms that drug use poses for their physical, mental and emotional well-being.
3. To prevent injury, illness and harm to students that may arise as a result of substance abuse.
4. To offer all students school activities free of the effects of illegal drug use.
5. To offer students the privilege of competition and participation in extracurricular activities as an incentive to stop using such substances.

### **II. Random Drug Testing**

Participation in extracurricular activities is a privilege and carries with it the responsibility to adhere to high standards of conduct, including refraining from the use of illegal drugs, synthetic drugs and prescription drugs without a valid prescription. To assist students in making healthy and safe choices, the district will conduct random drug testing of students in grades 6-12 as a condition of participation in privileged activities. Privileged activities include all extracurricular activities, co-curricular activities and driving to school and parking in a district parking area.

Certain extracurricular activities have an academic component during the school day as well as an extracurricular component outside of school hours. This regulation applies only to the participation opportunities afforded students during the extracurricular component of the activity. Therefore, if a student violates this regulation, the consequences described below will apply only to the extracurricular component of the activity. The student's grade will not be lowered because of the student's suspension from participation in extracurricular activities. The student may be expected to complete alternative assignments during the suspension in order to maintain his or her grade.

Privileged activities include, but are not limited to, the following:

- All school-sanctioned athletics, including cheerleading
- Band, choir and drama
- All co-curricular and extra-curricular academic teams
- National Honor Society, Student Council, Class Officers
- Any other clubs not listed above
- Parking by permit on school property

### ***Consequences***

The consequences provided as part of this regulation are for positive tests from the random drug testing program. A student who uses or possesses illegal drugs or alcohol on school grounds or at a school-sponsored activity will be subject to the consequences of the Student Code of Conduct and the Student Code of Conduct for Interscholastic/Extracurricular Activities.

#### ***First Positive Test***

Parent/Guardian notification and conference with school administration and mandatory referral to the district's Student Assistance Program (SAP). The student must submit to follow-up drug testing for a minimum of 90 days and minimum of three drug tests and until a negative drug test result. All costs for follow-up testing must be paid by parent/guardian. Failure to complete follow-up drug testing will result in suspension from all privileged activities until required testing is complete. Additionally, the SAP provider must confirm that the student has met counseling requirements.

#### ***Second Positive Test***

The consequences include those for a first positive test in this regulation as well as those listed in the Student Code of Conduct for Interscholastic/Extracurricular Activities for a first alcohol/illegal drug offense and loss of permitted parking privileges for the semester in which the second positive test occurs plus one more semester.

#### ***Third Positive Test***

The consequences include those for a first positive test in this regulation as well as those listed in the Student Code of Conduct for Interscholastic/Extracurricular Activities for a second alcohol/illegal drug offense and loss of permitted parking privileges for the semester in which the third positive test occurs plus two additional semesters. Attendance at any school-sponsored activity (e.g. athletic events, dances, etc.) only by permission of school administration.

#### ***Additional Positive Test(s)***

The consequences include those for a first positive test in this regulation, loss of participation in any privileged activities and ineligibility to attend any school-sponsored activity. These consequences may be revisited at the school administration's discretion after the semester in which the positive test occurs and two additional semesters.

#### ***Return to Random Pool***

A student will return to the random pool for the remainder of the school year after mandatory follow-up drug testing requirements are met.

#### ***Notice and Consent for Random Selection Process***

Each student who has signed a consent form will be assigned to the random pool for a 12-month period July 1 to June 30. Random drug testing may occur at any time during the school day or at a school-sponsored activity, including summer camps, clinics and activities. The schedule and

number of tests administered shall be at the discretion of the district and school administration. The district student information services administrator will provide the drug screening company an updated list of all eligible students by GTID number each month to create the random pool. The drug screening company will randomly select and present to the student information system administrator the list of student GTIDs selected for testing and a list of student names will be prepared for the drug screening company for use on the day of testing. Students will be called for testing according to the list. District employees shall not have the authority to waive the testing of any student selected using the random selection process nor can it assign a student for inclusion on the list.

### ***Testing Process***

The testing method to be administered will be urinalysis and shall use a 10-panel screen. Testing will be conducted by a certified drug screening company contracted by the school district.

### ***Sample Collection***

Sample collection will be conducted and supervised by the drug testing company following its secure testing protocols. The schools will provide an adequate space that ensures a secure environment that also ensures the privacy of the students participating in the test.

### ***Verification of Sample***

All non-negative initial drug screenings will be secured and submitted to a certified laboratory for verification of a positive result and the substance levels present in the sample.

### ***Disclosure of Other Medications/Final Determination***

A student with a non-negative result will attend a conference with school administration and parent/guardian to discuss the drug screening and to determine whether the student or parent/guardian can provide a verifiable, legitimate reason for the presence of the detected substance. If no such reason is determined, the school administration will review the student's drug-testing history and make the appropriate determination for consequences pending the verification of a positive result.

The decision of the school administration is final and is not subject to appeal.

## **III. Refusal to Submit or Falsifying Results**

A student refuses to submit for drug testing when he or she fails to provide adequate urine for testing when notified of the need to do so or engages in conduct that clearly obstructs the testing process. A student who refuses to submit to testing or takes deliberate action to falsify results may still be disciplined under the district's Student Code of Conduct and Student Code of Conduct for Interscholastic/Extracurricular Activities for being under the influence of illegal drugs, synthetic drugs or prescription medication without a valid prescription. A student who takes deliberate action to falsify results may also receive additional disciplinary consequences.

## **IV. Parent/Guardian-Requested Drug Testing**

A parent/guardian whose student(s) would not otherwise qualify for inclusion in the pool of students eligible for random selection may opt-in to the drug-testing program at the beginning of each academic year or upon initial enrollment. The student's test results and any consequences will be administered in the same manner as all other students subject to the random drug testing program.

A parent/guardian must pre-pay the school for drug-screenings. The student will be tested no more than three times during an academic year at parent/guardian request at the next available drug screening following each request. A student tested at parent/guardian request will not be included in the random drug pool.