

STUDENT RIGHTS AND RESPONSIBILITIES
INTERROGATIONS AND SEARCHES

FNF
(REGULATION)

**Mandatory Drug-
Testing Program**

Per FNF (Local), the District requires drug testing of any student in grades 7-12 who chooses to participate in school-sponsored competitive extracurricular activities. The District further requires drug testing of any student in grades 9-12 who requests a permit to park a vehicle on school property.

Substances For
Which Tests Are
Conducted

6-Acetylmorphine
Amphetamines
Barbiturates
Benzodiazepines
Cocaine
MDMA
Marijuana
Methadone
Methamphetamines
Opiates
PCP
Tricyclic Antidepressants

Drug Testing
Administrator

Each middle school and high school campus shall appoint a Drug Testing Administrator to coordinate the program.

Consequences

A student's consequence level (*i.e.*, first offense, second offense, third offense) will start over after one calendar year has passed since the student's last positive drug test.

First Offense

Upon a first offense of receiving a confirmed positive drug test:

1. The Drug Testing Administrator will notify the parent/guardian as promptly as possible of the positive test result.
2. Within 3 school days, the Drug Testing Administrator will schedule a conference with him/her, the student, the parent, the Director of Health and Social Emotional Learning, and the coach(es)/sponsor(s) of the applicable extracurricular activity.
3. The student shall be suspended from participating in competitions or performances for all school-sponsored competitive extracurricular activities for 14 calendar days from the date of the conference.

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- a. If the positive drug test occurs during a time in which the student is not performing or competing, the suspension will begin the Monday preceding the first competition or performance of the next school-sponsored competitive extracurricular activity in which the student participates. This may result in the suspension carrying over into the next school year.
4. The student may continue to participate in practices. However, if the student is engaging in any school-sponsored competitive extracurricular activity that requires physical activities, a medical release from a physician must be provided to the Drug Testing Administrator before being allowed to continue practicing.
5. The student's parking permit shall be suspended for 14 calendar days from the date of the conference.
6. The student must participate in and complete 4 district-provided substance abuse counseling sessions within a 2-week period. Alternatively, the parent may elect to have the student attend the required substance abuse counseling with a provider of the parent's choice, at the parent's expense. The parent / student must provide documentation to the Drug Testing Administrator verifying attendance at 4 substance abuse counseling sessions within a 2-week period.
7. The student must complete 30 hours of community service within a 2-week period. The student must submit to the Drug Testing Administrator written and signed verification of the dates, times, and activities performed.
8. Failure to complete the counseling and community services requirements within the stated time will result in the student remaining suspended from performing/competing in all school-sponsored competitive extracurricular activities and/or remaining suspended from parking permit privileges until the time in which all requirements are successfully completed.
9. Refusal to participate in or complete any of the requirements will result in the student being removed from participation in all school-sponsored competitive extracurricular activities and/or loss of his/her parking permit.
10. The student must be included in two (2) consecutive administrations of the random drug tests, with the first test being administered a minimum of 15 calendar days after the positive drug test results were received.

Second Offense Upon a second offense of receiving a confirmed positive drug test:

1. The Drug Testing Administrator will notify the parent/guardian as promptly as possible of the positive test result.
2. Within 3 school days, the Drug Testing Administrator will schedule a conference with him/her, the student, the parent, the Director of Health and Social Emotional Learning, and the coach(es)/sponsor(s) of the applicable extracurricular activity.
3. The student shall be suspended from participating in competitions or performances for all school-sponsored competitive extracurricular activities for 30 calendar days from the date of the conference.
 - a. If the positive drug test occurs during a time in which the student is not performing or competing, the suspension will begin the Monday preceding the first competition or performance of the next school-sponsored competitive extracurricular activity in which the student participates. This may result in the suspension carrying over into the next school year.
4. The student may continue to participate in practices. However, if the student is engaging in any school-sponsored competitive extracurricular activity that requires physical activities, a medical release from a physician must be provided to the Drug Testing Administrator before being allowed to continue practicing.
5. The student's parking permit shall be suspended for 30 calendar days from the date of the conference.
6. The student must participate in and complete 6 district-provided substance abuse counseling sessions within 30 calendar-days. Alternatively, the parent may elect to have the student attend the required substance abuse counseling with a provider of the parent's choice, at the parent's expense. The parent / student must provide documentation to the Drug Testing Administrator verifying attendance at 6 substance abuse counseling sessions within 30 calendar days.
7. The student must complete 60 hours of community service within 30 calendar days. The student must submit to the Drug Testing Administrator written and signed verification of the dates, times, and activities performed.
8. Failure to complete the counseling and community services requirements within the stated time will result in the student

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remaining suspended from performing/competing in all school-sponsored competitive extracurricular activities and/or remaining suspended from parking permit privileges until the time in which all requirements are successfully completed.

9. Refusal to participate in or complete any of the requirements will result in the student being removed from participation in all school-sponsored competitive extracurricular activities and/or parking permit privileges.
10. The student must be included in all random drug tests for one (1) calendar year, with the first test being administered a minimum of 15 calendar days after the positive drug test results were received.

Third Offense

Upon a third offense of receiving a confirmed positive drug test:

1. The Drug Testing Administrator will notify the parent/guardian as promptly as possible of the positive test result.
2. Within 3 school days, the Drug Testing Administrator will schedule a conference with him/her, the student, the parent, the Director of Health and Social Emotional Learning, and the coach(es)/sponsor(s) of the applicable extracurricular activity.
3. The student shall be suspended from participating in competitions or performances for all school-sponsored competitive extracurricular activities for one (1) calendar year from the date of the conference.
4. The student may continue to participate in practices. However, if the student is engaging in any school-sponsored competitive extracurricular activity that requires physical activities, a medical release from a physician must be provided to the Drug Testing Administrator before being allowed to continue practicing.
5. The student's parking permit shall be suspended for one (1) calendar year from the date of the conference.
6. The student must participate in and complete 8 district-provided substance abuse counseling sessions within one (1) calendar year. Alternatively, the parent may elect to have the student attend the required substance abuse counseling with a provider of the parent's choice, at the parent's expense. The parent / student must provide documentation to the Drug Testing Administrator verifying attendance at 8 substance abuse counseling sessions within one (1) calendar year.

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- a. If the Director of Health and Social Emotional Learning, in consultation with the student and parents, determines that the student's needs are greater than the counseling provided by the District, the Director will develop an alternative plan and assist the parents and students in locating additional resources.
7. The student must complete 90 hours of community service within one (1) calendar year. The student must submit to the Drug Testing Administrator written and signed verification of the dates, times, and activities performed.
8. Failure to complete the counseling and community services requirements within the stated time will result in the student remaining suspended from participation/competition in all school-sponsored competitive extracurricular activities and/or remain suspended from parking permit privileges until the time in which all requirements are successfully completed.
9. Refusal to participate in or complete any of the requirements will result in the student being removed from participation in all school-sponsored competitive extracurricular activities and/or parking permit privileges.
10. The student must be included in all random drug tests for two (2) calendar years, with the first test being administered a minimum of 15 calendar days after the positive drug test results were received, unless the student elects to no longer participate in any school-sponsored competitive extracurricular activities and/or obtain a parking permit.

Students Who Are
Unable to Produce
a Sample

If a student is selected to participate in a drug test and the student is unable to produce a urine sample ("shy bladder"), the following procedures will be followed:

1. The student will remain under supervision at the designated testing site for approximately 30 minutes.
2. If the student has not produced a sample within 30 minutes, the student will be escorted to the nurse's office. The nurse will be provided a delay kit and instructions on how to administer the kit. The student will be given approximately 30 more minutes to produce a sample. If the student is unable to produce a sample within the 30 minutes, he/she will be sent back to class.
3. If a student is unable to produce a sample after a total time of approximately 1 hour, the student's parent will be called

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and will be informed that the student must be included in the next random drug test.

4. On the second administration, if the same student is unable to produce a urine sample (after following the procedures outlined in 1-2 above), the student shall be deemed to have a positive test result and shall be subject to the appropriate consequences.

Outside Drug Test Results The District will not accept the results of a drug test administered by any facility other than the certified drug-testing laboratory that contracts with the District.

Accommodations Individual accommodations for restroom facilities will be made if necessary and appropriate.

Withdraw If a student withdraws from all school-sponsored competitive extracurricular activities and/or elects to no longer have a parking permit, the student will be removed from the Mandatory Drug-Testing Program. The parent will be required to fill out a withdrawal form, which must be signed by both the student and parent.

If a student withdraws from all school-sponsored competitive extracurricular activities and/or elects to no longer have a parking permit after receiving a positive drug test and prior to completing the required consequences, following the completion of the written withdrawal form signed by the parent and student, the student will no longer be subject to the consequences. However, if the student seeks to rejoin any school-sponsored competitive extracurricular activity and/or seeks to obtain a parking permit, the student must first complete any consequences the student did not complete prior to withdrawing.

Voluntary Drug-Testing Program Per FNF (LOCAL), a parent or guardian whose minor student in grades 7-12 is not subject to the District's mandatory drug-testing program may request that his/her child be tested.

To the extent applicable, the District shall apply all of the same procedures and consequences to these students as the student's participating in the mandatory drug-testing program.

Limitations on Use of Drug Test Results Other than the consequences outlined in this regulation, no other consequences (i.e., Student Code of Conduct, academic penalties, Extracurricular Code of Conduct) will be administered to a student who has a positive drug test as a result of the mandatory drug-testing program.

Nevertheless, nothing in the policy or this regulation shall limit or affect the application of state law, local policy, the Student Code of Conduct or the Extracurricular Code of Conduct. A student who

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commits a disciplinary offense shall be subject to consequences in accordance with the Student Code of Conduct and/or the Extracurricular Code of Conduct.

Retention

Negative test results for student drug/alcohol testing shall be retained for 1 year. (SD3625-06a)

Positive test results for student drug/alcohol testing shall be retained until date of withdrawal, graduation, or 5 years, whichever is sooner. (SD3625-06b)

All documentation should be maintained separate from the student cumulative folder and only released to the student, his/her parents or person in lawful control of the student, Superintendent, Head Coach / Sponsor of extracurricular activity, and other school officials with a legitimate interest in the information. Results shall not be shared with law enforcement except as required by law.