

STUDENT RIGHTS AND RESPONSIBILITIES  
INTERROGATIONS AND SEARCHES

FNF  
(LOCAL)

INTERROGATIONS BY SCHOOL OFFICIALS BY POLICE OR OTHER AUTHORITIES	<p>Administrators, teachers, and other professional personnel may question a student regarding the student's own conduct or the conduct of other students. In the context of school discipline, students have no claim to the right not to incriminate themselves.</p> <p>For provisions pertaining to student questioning by law enforcement officials or other lawful authorities, see GRA(LOCAL).</p>
LOCKERS AND VEHICLES	<p>Students have full responsibility for the security of their lockers, and for vehicles parked on school property. It is the student's responsibility to ensure that lockers and vehicles are locked and that the keys and combinations are not given to others. Students shall not place, keep, or maintain any article or material that is forbidden by District policy in lockers or in vehicles parked on school property.</p> <p>School officials may search lockers or vehicles parked on school property if there is reasonable cause to believe that they contain articles or materials prohibited by District policy. Students shall be responsible for any prohibited items found in their lockers or in vehicles parked on school property.</p> <p>If a vehicle subject to search is locked, the student shall be asked to unlock the vehicle. If the student refuses, the District shall contact the student's parents. If the parents also refuse to permit a search of the vehicle, the District may turn the matter over to local law enforcement officials.</p>
USE OF TRAINED DOGS	<p>The District shall use specially trained nonaggressive dogs to sniff out and alert officials to the current presence of concealed prohibited items, illicit substances defined in FNCF(LEGAL), and alcohol. This program is implemented in response to drug- and alcohol-related problems in District schools, with the objective of maintaining a safe school environment conducive to education.</p> <p>Such visits to schools shall be unannounced. The dogs shall be used to sniff vacant classrooms, vacant common areas, the areas around student lockers, and the areas around vehicles parked on school property. The dogs shall not be used with students. If a dog alerts to a locker, a vehicle, or an item in a classroom, it may be searched by school officials. Searches of vehicles shall be conducted as described above.</p>
NOTICE	<p>At the beginning of the school year, the District shall inform students of the District's policy on searches, as outlined above, and shall specifically notify students that:</p> <ol style="list-style-type: none"><li>1. Lockers may be sniffed by trained dogs at any time.</li></ol>

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2. Vehicles parked on school property may be sniffed by trained dogs at any time.
3. Classrooms and other common areas may be sniffed by trained dogs at any time when students are not present.
4. If contraband of any kind is found, the possessing student shall be subject to appropriate disciplinary action in accordance with the Student Code of Conduct.

PARENT  
NOTIFICATION

The student's parent or guardian shall be notified if any prohibited articles or materials are found in a student's locker, in a student's vehicle parked on school property, or on the student's person, as a result of a search conducted in accordance with this policy.

OBJECTIVES OF DRUG  
TESTING

The Board advocates the drug testing of students for the following reasons:

1. To provide a deterrent to drug use for all students participating in extracurricular activities at the District middle school and high school and who represent the District in contests or at competitions.
2. To protect the health of students from illicit drug use that substantially disrupts the school environment.
3. To ensure the health and safety of participating students during performances.

PLAN

All students (male and female) in grades 7–12 who are participating or plan to participate in the District's extracurricular programs (outside the regular curriculum or program of courses) or co-curricular program (complementing, as part of the regular curriculum, but not held within the regular school day) shall be subject to the testing program. No student in grades 7–12 shall be allowed to represent the District junior high school or high school in competition without having the initial drug test and being in the testing pool.

The District shall initially test all participating students and shall randomly test throughout the school year. Dates of initial and random tests shall be determined by the Superintendent or designee.

Students selected for random testing shall be chosen from the pool of participating students.

The methods of screening shall be determined by the Superintendent or designee observing the protocol(s) outlined by the manufacturer of the drug test utilized or the independent drug testing providers under contract to the District using accepted screening procedures. All drugs detected by the screening shall be confirmed by Gas Chromatography/Mass Spectrometry (GC/MS) be-

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fore being positively reported. Student admission of guilt shall constitute a positive screening. Failure to produce a sample in the time allotted by the independent drug testing providers shall be considered a positive screening. All testing shall be conducted in a manner respectful of individual privacy.

Each participating student who is randomly selected may be required to provide a urine sample, other bodily fluid sample, or hair follicle sample to the individual authorized by the Superintendent or designee to administer the drug test or the independent drug testing provider immediately upon request.

Parents shall be allowed to place voluntarily in the testing pool their children who are not participants in the extracurricular activities. These students shall take an initial test before entering the testing pool. All students volunteered for the pool by their parents in this manner shall remain in the testing pool until the District receives written notification by the parent removing their child from the testing pool.

DRUGS ELIGIBLE  
FOR TESTING

Drugs eligible for testing are as follows: alcohol, steroids, phencyclidine, barbiturates, amphetamines (ecstasy), tetrahydrocannabinols (THC), benzodiazepine, marijuana/synthetic marijuana, cocaine, methadone, propoxyphene, methaqualone, bath salts, and opiates – codeine, heroin, morphine, and papaverine.

TESTING  
PROCEDURES AND  
PROTOCOL

MANDATORY  
TESTING

Each school year, every participating student in grades 7–12 shall be initially tested prior to participating in an extracurricular activity. Students who test positive shall be tested during each testing session for a period of one calendar year from the date of the positive test and shall be required to submit a sample immediately upon request. All specimens shall be collected and maintained in a manner that adheres to a strict chain of custody.

RANDOM  
TESTING

In addition to the mandatory/initial testing, every participating student in grades 7–12 shall be eligible for random testing during the entire school year. A predetermined number of participating students' names shall be randomly selected by the Superintendent or designee to administer the drug test or contracted testing laboratory at least five times per school year. Participating students may be required to submit a urine sample, other bodily fluid sample, or hair follicle sample to the designated individual or independent drug testing provider immediately upon request. All specimens shall be collected and maintained in a manner that adheres to a strict chain of custody.

All testing shall be conducted in a manner respectful of individual privacy.

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All positive screenings shall be confirmed by a participating student's admission and/or an additional test from the split sample. All positive test results shall be confirmed by Gas Chromatography/Mass Spectrometry (GC/MS) confirmation test procedure that shall then be reviewed by a certified Medical Review Officer (MRO). The District shall cover the cost of all confirmation testing.

All students having a reported positive screening shall be immediately suspended from all extracurricular activities for the duration of the confirmation testing period, if such additional testing is necessary. This requirement for suspension shall not apply to the verifiable use by a student of a steroid that has been dispensed, prescribed, delivered, and administered by or under the direction of a medical practitioner for a valid medical purpose and in the course of professional practice; the student shall not be subject to a period of ineligibility on the basis of such steroid use.

If the confirmation test is negative, the student shall be reinstated to extracurricular activities but shall still be subject to random testing. If the confirmation test is positive, consequences shall be in accordance with this policy.

The contracted drug testing providers shall communicate all results to the Superintendent or designee. All specimens shall be identified by the student's Social Security number, name, or official school identification number.

Noncompliance by any participating student with the testing procedures outlined in this policy, including a refusal to be tested, attempting to falsify or alter the collection shall be subject to sanctions as if testing positive. Readmission to the program shall be contingent upon completion of the assigned consequences outlined in this policy, agreement to participate in the drug-testing program, and a negative test result.

CONFIDENTIALITY

The collection and coding of specimen samples shall be executed in a manner requiring confidentiality and proper identification.

Test results shall be released to the student, parent/guardian, school nurse, athletic director, athletic trainer, coach or sponsor, principal, and Superintendent or designee.

All test results shall be destroyed when the student graduates from the District or is no longer of school age.

SANCTIONS FOR  
POSITIVE TESTING

A positive test shall be considered an offense and shall result in applicable sanctions. All offenses shall be cumulative for the participating student's enrollment and/or reenrollment in the District. Furthermore, any participating student who tests positive during or at the end of his or her suspension shall be deemed to have com-

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mitted an additional offense and shall be subject to the appropriate sanctions.

A student enrolled in the testing program shall immediately be singled out for testing upon being reported by law enforcement officials through official notification or other reliable means that would be sustainable upon appeal, to have been involved with alcohol or drug activity, i.e., selling, giving, delivering, using, possessing, or under the influence of the drugs listed in this policy. A student enrolled in the testing program who is found by a competent authority to be involved in drug or alcohol activity, i.e., selling, giving, delivering, using, possessing, or under the influence of the drugs listed in the policy shall be dealt with as if the student has a positive test result for the substances prohibited in this policy and shall also be subject to disciplinary measures as outlined in the Student Code of Conduct, Extracurricular Code of Conduct, student handbook, or Board policy.

FIRST OFFENSE

Sanctions include:

1. The District shall contact the parent.
2. A confirmation test shall be performed from the split sample taken. All positive test results shall be confirmed by a Gas Chromatography/Mass Spectrometry (GC/MS) confirmation test procedure that shall then be reviewed by a certified Medical Review Officer (MRO). Failure or refusal to provide an additional sample, if requested, pursuant to the procedures required by the independent drug testing provider shall result in a finding that the positive test has been confirmed.
3. If the confirmation test is positive, the student shall be suspended from all extracurricular activities for a minimum of one-third (1/3) of the current and or subsequent season which the student participates. This suspension shall include not only contests, and competitions, but shall also include any and all school-sponsored extracurricular activities including, but not limited to, any and all class trips, award banquets (such as the athletics banquet), and graduation ceremonies. Students may practice with their respective groups during the period of suspension. Scrimmages and practice performances do not count in the total number of activities to be missed.
4. A letter of intent to remain in any extracurricular activity shall be signed by the student and parent. The suspension period shall begin upon the issuing of the intent regardless of when the letter is signed.

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5. Each suspended student shall be retested at each testing session scheduled during the suspension period and at the end of the suspension period. The student's system shall be clear of any drugs before reinstatement. Students who test positive shall pay for the retest and all other tests during the suspension period, as well as for the reinstatement test. Reinstatement testing, which is different from confirmation testing, shall be done by the contracted laboratory and scheduled by the Superintendent or designee. Reinstatement shall not occur until all testing fees are paid.
6. The student shall complete a drug education program through the counseling center of the student's school.
7. Upon testing positive on a drug test, a student shall lose his or her privileges for driving a motor vehicle on school property until the student produces a negative test and completes all assigned consequences associated with the confirmed positive test.
8. If the confirmation test is negative, the first positive test shall be considered to have been a false positive.

SECOND  
OFFENSE

Sanctions include:

1. The District shall contact the parent.
2. A confirmation test shall be performed from the split sample taken. All positive test results shall be confirmed by a Gas Chromatography/Mass Spectrometry (GC/MS) confirmation test procedure that shall then be reviewed by a certified Medical Review Officer (MRO). Failure or refusal to provide an additional sample, if requested, pursuant to the procedures required by the independent drug testing provider shall result in a finding that the positive test has been confirmed.
3. If the confirmation test is positive, the student shall be suspended from all extracurricular activities for two-thirds (2/3) of the current and or subsequent season which the student participates. This suspension shall include not only contests, and competitions, but shall also include any and all other school-sponsored extracurricular activities including, but not limited to, any and all class trips, awards banquets, (such as the athletics banquet), and graduation ceremonies. Students may practice with their respective groups during the period of suspension. Scrimmages and practice performances do not count in the total number of activities to be missed.
4. A letter of intent to remain in any extracurricular activity shall be signed by the student and parent. The suspension period

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shall begin upon the issuing of the intent regardless of when the letter is signed.

5. Each suspended student shall be retested at each testing session scheduled during the suspension period and at the end of the suspension period. The student's system shall be clear of any drugs before reinstatement. Students who test positive shall pay for the retest and all other tests during the suspension period, as well as for the reinstatement test. Reinstatement testing, which is different from confirmation testing, shall be done by the contracted laboratory and scheduled by the Superintendent or designee. Reinstatement shall not occur until all testing fees are paid.
6. Upon testing positive a second time, the student shall lose his or her privileges for driving a motor vehicle on school property for a period of one calendar year from the date of the positive test being reported to the District. In order to regain his or her driving privileges, the student must be retested, with the test showing that the student's system is clear of any of the drugs listed in this policy. The student must remain active in the testing pool. If a student who has committed a second offense under this policy does not, for any reason, remain active in the testing pool after having regained his or her driving privileges, the driving privileges shall be immediately revoked.

THIRD OFFENSE

Sanctions include:

1. The District shall contact the parent.
2. A confirmation test shall be performed from the split sample taken. All positive test results shall be confirmed by a Gas Chromatography/Mass Spectrometry (GC/MS) confirmation test procedure that shall then be reviewed by a certified Medical Review Officer (MRO). Failure or refusal to provide an additional sample, if requested, pursuant to the procedures required by the independent drug testing provider shall result in a finding that the positive test has been confirmed.
3. If the confirmation test is positive, the student shall be suspended from all extracurricular activities, including practicing with teams or organizations, for the remainder of the student's enrollment in the District. However, if two full calendar years have elapsed since the previous confirmed positive drug test the student shall have an opportunity to serve the consequences outlined in the section above entitled "Second Offense". Otherwise this suspension shall include not only all practices/rehearsals, contests, and competitions, but shall also include any and all other school-sponsored extracurricular

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activities including, but not limited to, any and all class trips, awards banquets, (such as the athletics banquet), and graduation ceremonies.

4. Upon testing positive a third time, the student shall lose, for the remainder of the student's enrollment in the District, his or her privileges for driving a motor vehicle on school property.