

**Mandatory Drug-
Testing Program**

The District requires drug testing of any student in grades 7–12 who chooses to participate in school-sponsored extracurricular activities or requests a permit to park a vehicle on school property.

Covered Activities

The Superintendent shall distribute annually a list of school-sponsored extracurricular activities for which testing is required, that may include but are not limited to, the following: football, volleyball, cross country, basketball, wrestling, golf, track, power-lifting, cheerleading, band, choir, theatre, UIL Academics, student council, lead council, FCCLA, robotics, VASE, speech and debate, FFA, chess, Ace Club, United Way Youth Council, gaming club, year-book, Falcon Friends and 4H.

Scope

A student participating in any activity for which testing is required or who requests a permit to park a vehicle on school property shall be tested for the use of illegal drugs and may be tested for the presence of alcohol at the beginning of each school year and prior to joining an extracurricular program at any time during the school year (if the student has not already been participating in the Mandatory Drug Testing Program).

In addition, such students will be randomly tested throughout the school year.

Purpose

The purposes of the drug-testing program are to:

1. Prevent injury, illness, and harm resulting from the use of illegal drugs, controlled substances and performance-enhancing drugs;
2. Help enforce a drug-free educational environment;
3. Deter student use of illegal and performance-enhancing drugs; and
4. Educate students regarding the harm caused by the use of illegal and performance-enhancing drugs.

Distribution of
Policy

The District will provide each parent and student a copy of the drug-testing regulations, procedures, and consent form prior to the student's participation in an affected activity or receipt of a parking permit.

Orientation
Meetings

The District will conduct meetings with parents and interested student participants prior to the beginning of each semester.

District employees will explain the drug-testing program; review the regulations, procedures, and consent form.

Student attendance at the orientation meeting is mandatory however, parent attendance is not required.

Consent	<p>Before a student is eligible to participate in extracurricular activities or to receive a parking permit, the student will be required annually to sign a consent form agreeing to the rules and procedures of the drug-testing program. If the student is under the age of 18, the student's parent or guardian must also sign a consent form. If appropriate consent is not provided, the student will not be allowed to participate in extracurricular activities or to receive a parking permit.</p>
Use of Results	<p>Drug-testing results will be used only to determine eligibility for a parking permit and participation in extracurricular activities. Positive drug test results will not be used to impose disciplinary sanctions or academic penalties.</p> <p>Nevertheless, nothing in this policy will limit or affect the application of state law, local policy, or the Student Code of Conduct. A student who commits a disciplinary offense will be subject to consequences in accordance with the Student Code of Conduct.</p>
Confidentiality	<p>Drug-testing results will be confidential and will be disclosed only to the student, the student's parents, and designated District officials who need the information to administer the drug-testing program. Drug-testing results will not be maintained with a student's academic record. Results will not be otherwise disclosed except as required by law.</p>
Testing	<p>Trained District staff or a certified provider shall collect and conduct testing of students' saliva samples. Alternatively, at the District's sole discretion, the District may contract with a certified drug testing laboratory to conduct testing of students' urine samples.</p> <p>The District will not release statistics regarding the rate of positive drug tests to any person or organization except as may be required by law. Any laboratory conducting tests for the District shall not release statistics regarding the rate of positive drug tests to any person or organization without the District's consent or unless required by law.</p>
Substances for Which Tests Are Conducted	<p>The District may test for any of the following substances:</p> <ul style="list-style-type: none">• Alcohol;• Marijuana;• Cocaine;• Amphetamines;• Methamphetamine;• Heroin; and• Opiates.

Collection
Procedures

Trained District staff will test a student's saliva or, alternatively, the District may contract with a certified testing laboratory to collect and test students' urine samples.

When a student is selected for testing the student's saliva, the student will be escorted to the school's testing site by a District employee and will remain under employee supervision until the student completes the required test of the student's saliva.

If urine is to be tested, the selected student shall be escorted to the school's testing site by a District employee and shall remain under the employee's supervision until a sample is provided. A student shall provide a sample within a closed restroom stall and a District employee of the same gender as the student will be present when the sample is collected. The District employee shall oversee the transfer of the sample to personnel of the drug testing laboratory. Urine samples shall be collected under conditions which are not more intrusive than conditions experienced in a public restroom.

Random Testing

Random tests will be conducted on as many as 10 dates throughout the school year.

No less than 5 percent and no more than 15 percent of the students participating in the program will be randomly selected for each random test date. The District will use a random selection method to identify students chosen for random testing. Students will not receive prior notice of the testing date or time.

Refusal to Test or
Tampering

A student who refuses to be tested when selected or who is determined to have tampered with a sample will be deemed to have a positive test result and will be subject to the appropriate consequences depending on previous positive test results, if any.

If a student selected for testing is absent on the day of the random test, the student will be tested on the next random testing date.

Confirmation of
Positive Results

An initial positive test will be confirmed immediately thereafter by a second test before being reported as positive.

Upon receiving results of a confirmed positive drug test, the District will schedule a meeting with the student, the student's parent if the student is under the age of 18, and the coach or sponsor of the extracurricular activity, as applicable, to review the test results and discuss consequences.

The student or parent will have 2 school days following the meeting to provide a written medical explanation for a positive result and/or may challenge the second positive test result. If confirmation of the second test is challenged, a third test will be administered on the

same sample by a District pre-approved testing facility. The positive test results will stand, unless the result of the third drug test is negative. The student agrees to provide written consent for the District to receive medical information from the student's treating physician if District needs further verification of the student's explanation for the positive result.

Retesting

If following a positive test result the student wishes to return to participation in extracurricular activities or have a parking permit reinstated after any applicable consequences, the student must be retested at the end of the period of suspension and have a negative test result. Except as provided below for the fourth offense, following a student's return or reinstatement of parking permit, the student will be retested on the next three random test dates so long as the student wishes to participate in extracurricular activities or park a vehicle on school property.

Drug Abuse
Prevention

The District will notify the parent and student of drug and alcohol abuse prevention resources available in the area.

Consequences

Consequences of positive test results will affect a student's participation in competitions/performances (hereinafter "competitions"), parking privileges and District sponsored social events. The severity of the consequences will vary depending on the number of positive test results the student has received. Consequences will be cumulative through the student's enrollment in middle school and will begin anew for high school.

First Offense

Upon a first offense of receiving a confirmed positive drug test, a student will be suspended from extracurricular activities and parking privileges, if applicable, for 7 calendar days, and suspended from competitions as follows:

1. For activities that primarily have one or fewer competitions per week, the student shall be suspended for one competition. The one-competition suspension, by example, shall include but is not limited to: football, cross country, golf, wrestling and track.
2. For activities that primarily have at least two competitions per week, the student shall be suspended for two competitions. The two-competition suspension, by example, shall include but is not limited to: volleyball, basketball, baseball, and softball. The student will miss no less than two games and no more than half the games of a tournament.

The student shall lose the privilege of attending school-sponsored social events for 30 calendar days.

During the period of suspension, the student may participate in practices but not in any competitions.

Second Offense

Upon a second offense of receiving a confirmed positive drug test, a student will be suspended from extracurricular activities and parking privileges, if applicable, for 14 calendar days, and suspended from competitions as specified below:

1. For activities that primarily have one or fewer competitions per week, the student shall be suspended for two competition dates. The two-competition suspension, by example, shall include but is not limited to: football, cross country, golf, wrestling and track.
2. For activities that have primarily two competitions per week, the student shall be suspended for four competition dates. The four-competition suspension, by example, shall include but is noted limited to: volleyball, basketball, baseball, and softball. A tournament shall count as one competition.

The student shall lose the privilege of attending school-sponsored social events for 60 calendar days.

During the period of suspension, the student may participate in practices but not in any competitions.

Third Offense

Upon a third offense of receiving a confirmed positive drug test, a student will be suspended from participation in all competitions, extracurricular activities and parking privileges, if applicable, for 60 calendar days following the date the student and parent are notified of the test results.

The student shall lose the privilege of attending school-sponsored social events for 365 calendar days.

During the period of suspension, the student may participate in practices but not in any competitions.

*Fourth Offense
and Subsequent
Offenses*

Upon a fourth or any subsequent offense of receiving a confirmed positive drug test, a student shall be suspended from participation in all competitions, extracurricular activities and parking privileges, if applicable, for 365 calendar days

During the period of suspension, the student may participate in practices but not in any competitions.

The student shall lose the privilege of attending school-sponsored social events for 365 calendar days.

If the student wishes to return to participation in extracurricular activities or have a parking privileges reinstated after completing the

applicable consequences for a fourth and subsequent positive test result, the student must be retested at the end of the period of suspension and have a negative test result. During the suspension period, the student shall be tested on all random test dates and have no positive test to be reinstated. If at any point a student receives a confirmed positive test, the 365-calendar day suspension starts over as of the date of the positive result.

During the period of suspension, the student will not be permitted to participate in practices.

*End-of-Semester
Suspensions*

If a student's suspension from participation in competitions, extracurricular activities and/or parking privileges, if applicable, is not completed by the end of the semester, the student will complete the assigned period of suspension during the following semester or during the first semester of the following school year.

Appeals

A student or parent may appeal a decision made under this policy in accordance with FNG(LOCAL). The applicable consequences shall not abate during the appeal process and the student will be ineligible for participation in extracurricular activities or reinstatement of parking privileges while the appeal is pending.