

WETUMKA PUBLIC SCHOOL
ACTIVITY STUDENT/STUDENT DRIVER DRUG TESTING POLICY

The Wetumka Board of Education adopts this policy for drug testing in an effort to:

1. Protect the health and safety of students participating in extracurricular activities from illegal and/or performance –enhancing drug use and abuse, and because of the distinction participation brings to students, set an example of being drug free to other students;
2. Protect the health and safety of those on parking areas on District premises from the adverse effects drug use may have on the operation of motor vehicles.

STATEMENT OF PURPOSE

Although the Board of Education, administration and staff desire that every student in the Wetumka School District refrain from using or possessing illegal drugs, district officials realize that their power to restrict the possession or use of illegal and performance-enhancing drugs is limited. Therefore, this policy governs only performance-enhancing and illegal drug use by students participating in certain extracurricular activities and student drivers. The sanctions imposed for violations of this policy will be limited solely upon limiting the opportunity of any student determined to be in violation of this policy to a student's privilege to participate in extra-curricular activities and/or drive a motor vehicle on any Wetumka School campus. No suspensions from school or academic sanctions will be imposed for violations of this policy. This policy supplements and complements all other policies, rules, and regulations of the Wetumka Public District regarding possession or use of illegal drugs.

Participation in school-sponsored interscholastic extra-curricular activities is a privilege. Students who participate in these activities are respected by the student body and are representing the school district and the community. Accordingly, students in extra-curricular activities carry a responsibility to themselves, their fellow students, their parents and their school to set the highest possible examples of conduct, sportsmanship, and training, which includes avoiding the use of or possession of illegal drugs.

The purposes of this policy are five-fold:

1. To educate students of 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 and offer them the privilege of competition/driving as an incentive to stop using such substances;
3. Ensure that students adhere to a training program that bars the intake of illegal and performance-enhancing drugs;
4. To prevent injury, illness and harm of students that may arise as a result from illegal and performance-enhancing drug use;
5. To offer student practices, competition and school activities free of the effects of illegal and performance-enhancing drug use.

Permission to drive a motor vehicle onto and park on District premises is a privilege granted to students. This privilege is conditioned upon the student driver complying with several rules, such as providing evidence the student has a license to operate a motor vehicle, having verification of insurance, and ensuring whatever vehicle the student drives onto school property, regardless of who owns the vehicle or rides in the vehicle, is clean of all items not allowed on District property under school discipline codes and handbooks. The privilege of driving a vehicle onto District premises may be taken away for failure to comply with these requirements and may also be taken away for failure to operate a vehicle in a safe manner on District premises. The District has a vital interest in seeing that students, staff, patrons and visitors on District premises are not subjected to harm due to the operation of vehicles. That interest in safety is adversely affected if drivers on District premises have performance-enhancing or illegal drugs, alcohol or other mood-altering chemicals in their system. In summation, the purpose of this policy's application to students who drive vehicles onto District premises is to protect the health and well-being of students, staff, patrons and visitors who drive onto District premises or walk across District parking lots and other areas in which motor vehicles are permitted.

Illegal and performance-enhancing drug use of any kind is incompatible with the physical, mental and emotional demands placed upon participants in extra-curricular activities and upon the positive image these students project to other students and to the community on behalf of Wetumka Public School District. For the safety, health and well being of students in extra-curricular activities, the Wetumka Public School District has adopted this policy for use by all participants in interscholastic extra-curricular activities in grades 7-12.

The administration may adopt regulations to implement this policy.

1. Definitions

"Activity Student" means any grade 7-12 student enrolled in Wetumka School who participates in extra-curricular activities sponsored by Wetumka School including but not limited to Athletics, Academic Team, Band, Cheerleader, FFA, 4-H Club, and Key Club.

"Student Driver" means any student who operates a motor vehicle on District premises.

"Drug use test" means a scientifically substantiated method to test for the presence of illegal or performance-enhancing drugs or the metabolites thereof in a person's urine.

"Random Selection Basis" means a mechanism for selecting activity student/student drivers for drugs that:

- A. Results in an equal probability that any activity student/student driver from a group of activity students/student drivers subject to the selection mechanism will be selected, and
- B. Does not give the School District discretion to waive the selection of any activity student/student driver selected under the mechanism.

"Illegal drugs" means any substance which an individual may not sell, possess, use, distribute, or purchase under either Federal or Oklahoma law. "Illegal drugs" includes, but is not limited to all scheduled drugs as defined by the Oklahoma Uniform Controlled Dangerous Substance Act, all prescription drugs obtained without authorization and all prescribed and over-the-counter drugs being used for an abusive purpose. "Illegal drugs" shall also include alcohol.

“Performance-enhancing drugs” include 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 drugs” does not include dietary or nutritional supplements such as vitamins, minerals and proteins which can be lawfully purchased in over-the-counter transactions.

“Positive” when referring to a drug use test administered under this policy means a toxicological test result which is considered to demonstrate the presence of an illegal or performance-enhancing drug or the metabolites thereof using the standards customarily established by the testing laboratory administering the drug use test.

“Reasonable suspicion” means a suspicion of illegal or performance-enhancing drug use based on specific observations made by coaches/administrators/sponsors of the appearance, speech, or behavior of an activity student/student driver; the responsible inferences that are drawn from those observations; an/or information of illegal or performance-enhancing drug use by an activity student/student driver supplied to school officials by other students, staff members, or patrons.

II. Procedures

Each activity student shall be provided with a copy of the “Student Drug Testing Consent Form” Which shall be read, signed and dated by the student, parent or custodial guardian and coach/sponsor/principal or designee before such student shall be eligible to practice or participate in any extra-curricular activities/drive a motor vehicle on any Wetumka School campus. The consent requires the activity student/student driver to provide a urine sample: (a) as part of the student’s annual physical or for eligibility for participation; (b) when the activity student/student driver is selected by the random selection basis to provide a urine sample; and (c) at any time when there is reasonable suspicion to test for illegal or performance-enhancing drugs. No student shall be allowed to practice or participate in any extra-curricular activities involving competition or to drive a motor vehicle on any Wetumka School campus unless the student has returned the properly signed “Student Drug Testing Consent Form”

Prior to the commencement of drug testing each year an orientation session will be held with each Activity Student/Student Driver to educate them of the sample collection process, privacy arrangements, drug testing procedures and other areas which may help to reassure the activity student/student driver and help avoid embarrassment or uncomfortable feelings about the drug testing process.

Each activity student shall receive a copy of the Activity Student Drug Testing Policy. the head coach/sponsor/principal or designee shall be responsible for explaining the policy to all prospective students, and for preparing an educational presentation to acquaint the student with the harmful consequences of drug and alcohol use and abuse.

All Activity Students/Student Drivers will be required to provide a urine sample before the student may participate in an extra-curricular activity or drive a motor vehicle on any Wetumka school campus covered under this policy. A student who moves into the district after the school year begins will have to undergo a drug test before they will be eligible for participation.

Drug use testing for Activity/Student Drivers will also be chosen on a random selection basis monthly from a list of all Activity Students who are involved in off-season or in-season activities and a list of all student drivers. The Wetumka Public School District will determine a monthly number of student names to be drawn at random to provide a urine sample for drug use testing for illegal drugs or performance enhancing drugs.

In addition to the drug tests required above, any Activity Student/Student Driver may be required at any time to submit to a test for illegal or performance-enhancing drugs, or the metabolites thereof when an administrator, coach, or sponsor has reasonable suspicion of illegal or performance-enhancing drug use by that particular student.

Any drug use test will be administered by or at the direction of a professional laboratory chosen by the Wetumka Public School District. The professional laboratory shall be required to use scientifically validated toxicological testing methods, have detailed written specifications to assure chain of custody of the specimens and proper laboratory control and scientific testing.

All aspects of the drug use testing program, including the taking of specimens, will be conducted so as to safeguard the personal and privacy rights of the student to the maximum degree possible. The test specimen shall be obtained in a manner designed to minimize intrusiveness of the procedure. In particular, the specimen must be collected in a restroom or other private facility behind a closed stall. The principal/athletic director or designee shall designate a coach, sponsor, or school employee of the same sex as the student to accompany the student to a restroom or other private facility behind a closed stall. The monitor shall not observe the student while the specimen is being produced, but the monitor shall be present outside the stall to listen for normal sounds of urination in order to guard against tampered specimens and to insure an accurate chain of custody. The monitor shall verify the normal warmth and appearance of the specimen. If at any time during the testing procedure the monitor has reason to believe or suspect that a student is tampering with the specimen, the monitor may stop the procedure and inform the principal/athletic director or designee who will then determine if a new sample should be obtained. The monitor shall give each student a form on which the student may list any medications legally prescribed for the student he or she has taken in the preceding thirty (30) days. The parent or legal guardian shall be able to confirm the medication list submitted by their child during the twenty-four (24) hours following any drug test. The medication list shall be submitted to the lab in a sealed and confidential envelope and shall not be viewed by district employees.

An initial positive test result will be subject to confirmation by a second and different test of the same specimen. The second test will use the gas chromatography/mass spectrometry technique. A specimen shall not be reported positive unless the second test utilizing the gas chromatography/mass spectrometry procedure is positive for the presence of an illegal drug or metabolites thereof. The unused portion of a specimen that tested positive shall be preserved by the laboratory for a period of six (6) months or the end of the school year, whichever is shorter. Student records will be retained until the end of the school year.

III. Confidentiality

The laboratory will notify the principal/athletic director or designee of any positive test. To Keep the positive test results confidential, the principal/athletic director or designee will only notify the student, the head coach/sponsor, and the parent or custodial guardian of the results. The principal/athletic director or designee will schedule a conference with the student and parent or guardian and explain the student's opportunity to submit additional information to the principal/athletic director or designee or to the lab. The Wetumka Public School District will rely on the opinion of the laboratory which performed the test in determining whether the positive test result was produced by something other than consumption of an illegal or performance-enhancing drug.

Test Results will be kept in files separate from the student's other educational records, shall be disclosed only to those school personnel who have a need to know, and will not be turned over to any law enforcement authorities.

IV. Appeal

An Activity Student/Student Driver who has been determined by the principal/athletic director or designee to be in violation of this policy shall have the right to appeal the decision to the Superintendent or his/her designee(s). Such request for a review must be submitted to the Superintendent in writing within five (five) calendar days of notice of the positive test. A student requesting a review will remain eligible to participate in any extra-curricular activities until the review is completed. The Superintendent or designee shall then determine whether the original finding was justified. No further review of the Superintendent's decision will be provided and his/her decision shall be conclusive in all respects. Any necessary interpretation or application of this policy shall be in the sole and exclusive judgment and discretion of the Superintendent which shall be final and non-appealable.

V. Consequences

Any Activity Student/Student Driver who tests positive in a drug test under this policy shall be Subject to the following restrictions:

A. *For the First Offense:*

The activity student will miss one (1) school sponsored event and return a negative drug Use test before reinstatement to the program. Before resuming the activity, the student must show proof that the student received drug counseling from a qualified drug treatment program or counseling entity. This will be done at the student's expense. If the student is not in an activity during the period of ineligibility for a positive drug test due to injury, academic ineligibility or the games or competition for that activity are finished or have not begun for that school year and, therefore, does not miss the minimum, then the student will be required to miss the minimum after he/she returns from the injury, becomes eligible or the activity resumes in the following school year or begins later in the same school year. These restrictions and requirements shall begin immediately following the determination of an observed violation or the reporting of the results of a positive alcohol or drug use test.

Such period of ineligibility will extend into a succeeding school year if necessary to fulfill the period of ineligibility.

A student driver will not be allowed to drive on campus for one (1) month and must return a negative test and show proof the student received drug counseling from a qualified drug treatment program or counseling entity before driving privileges are reinstated.

Each student who tests positive will be required to pay for the additional tests.

B. For the Second Offense (In the same school year)

The activity student who tests positive a second time will be prohibited from participating in any school sponsored event until he/she can provide verification that he/she has been drug free for three (3) months. In addition, the student must successfully complete at least 4 hours of substance abuse education/counseling from a qualified drug treatment program or counseling entity. This will be done at the student's expense. The ability for the student to provide three (3) negative drug use tests will serve as verification. The (3rd) test must come at the end of the penalty.

The student driver who tests positive a second time will be prohibited from driving a motor vehicle on any Wetumka School campus until he/she can provide verification that he/she has been drug free for three (3) months. In addition, the student must successfully complete at least 4 hours of substance abuse education/counseling from a qualified drug treatment program or counseling entity. This will be done at the student's expense. The ability for the student to provide three (3) negative drug use tests will serve as verification. The (3rd) test must come at the end of the penalty.

Such period of ineligibility will extend into a succeeding school year if necessary to fulfill the period of ineligibility. Offenses shall not accumulate from school year to school year; the three (3) month period of ineligibility from participation in all school activities or driving on campus shall come into play only when two (2) offenses are committed in the same school year.

C. For the Third Offense (in the same school year)

If an activity student tests positive for a third time during a school year, the student will be unable to participate in any activity for eighteen (18) weeks and he/she returns (3) negative test results. The third (3rd) negative test must come at the end of the penalty.

If a student driver tests positive for the third time during a school year, the student will be unable to drive on campus for eighteen (18) weeks and he/she must return three (3) negative test results. The third (3rd) negative test must come at the end of the penalty.

Such period of ineligibility will extend into a succeeding school year if necessary to fulfill the period of ineligibility. Offenses shall not accumulate from school year to school year; the eighteen (18) week period of ineligibility from participation in all school activities or driving

on campus shall come into play only when three (3) offenses are committed in the same school year.

VI. Refusal to Submit to Drug Use Test

A participating student who refuses to submit to a drug test authorized under this policy, shall Not be eligible to participate in any activities covered under this policy including all meetings, practices, performances and competitions for the remainder of the school year. Additionally, such student shall not be considered for any interscholastic activity honors or awards given by the school.

**Wetumka Public School District
Student Drug Testing Consent Form**

Statement of Purpose and Intent:

Participation in school sponsored extra-curricular activities/driving a motor vehicle on any campus at Wetumka School District is a privilege. Activity Students/Student Drivers carry a responsibility to themselves, their fellow students, their parents and their school to set the highest possible examples of conduct, which includes avoiding the use or possession of illegal drugs.

Drug use of any kind is incompatible with driving on campus or participation in extra-curricular activities on behalf of the Wetumka Public School District. For the safety, health and well being of the students of the Wetumka Public School District, the Wetumka Public School District has adopted the attached Activity Student/Student Driver Drug Testing Policy and the Student Drug Testing Consent Form for the use by all participating students in grades 7-12.

Participation in Extra-Curricular Activities

Each Activity Student/Student Driver shall be provided a copy of the Activity Student/Student Driver Drug Testing Policy and Student Drug Testing Consent which shall be read, signed and dated by the student, parent or custodial guardian, and coach/sponsor before such student shall be eligible to practice or participate in any interscholastic activities or to drive a motor vehicle on any Wetumka School campus. The consent shall be to provide a urine sample: (a) as part of their annual physical or for eligibility for participation; (b) as chosen by the random selection basis and (c) at any time requested based on reasonable suspicion to be tested for illegal or performance-enhancing drugs. No student shall be allowed to practice or participate in any activity governed by the policy unless the student has returned the properly signed Student Drug Testing Consent.

Student's last Name

First Name

MI

I understand after having read the "Student Activity/Student Driver Drug Testing Policy" and "Student Drug Testing Consent" that, out of care for my safety and health, The Wetumka School Districts enforces the rules applying to the consumption or possession of illegal or performance-enhancing drugs. As a member of a Wetumka extra-curricular interscholastic activity, or as a student driver, I realize that the personal decision that I make daily in regard to the consumption or possession of illegal or performance-enhancing drugs may affect my health and well-being as well as the possible endangerment of those around me and reflects upon any organization with which I am associated. If I choose to violate school policy regarding the use or possession of illegal or performance-enhancing drugs any time while I am involved in in-season or off-season activities, or while driving a motor vehicle on any Wetumka School campus, I understand upon determination of that violation I will be subject to the restrictions on my participation as outlined in the Policy.

Signature of Student

Date

We have read and understood the Wetumka Public School District "Activity Student/Student Driver Drug Testing Policy" and "Student Drug Testing Consent". We desire that the student named above participate in the extra-curricular interscholastic programs of the Wetumka Public School District and/or drive a motor vehicle on a Wetumka School campus and we hereby voluntarily agree to be subject to its terms. We accept the method of obtaining urine samples, testing and analysis of such specimens and all other aspects of the program. We further agree and consent to the disclosure of the sampling, testing, and results as provided in this program.

Signature of Parent or Custodial Guardian

Date

Signature of Coach/Sponsor

Date

