

LOCUST GROVE MIDDLE AND HIGH SCHOOL STUDENT EXTRACURRICULAR ACTIVITY DRUG AND ALCOHOL POLICY

The Board of Education, in order to educate and direct students away from drug and alcohol use and abuse, thereby setting an example for all other students of the Locust Grove Middle School and High School, adopts the following Policy for drug and alcohol detection of student participants in extracurricular activities.

I. STATEMENT OF PURPOSE AND INTENT.

- A. Drug and alcohol use or possession of any kind is incompatible with participation in interscholastic athletics or any other extracurricular activity on behalf of the School District. For the safety, welfare, and best interests of the students of the School District, and to promote drug free lives both during and after High School, the School District has adopted a drug and alcohol detection, education, and testing program for use by all students participating in extracurricular activities at the Middle School and High School levels.
- B. Participation in school sponsored extracurricular activities such as interscholastic athletics is a privilege. Students who participate in these activities are respected by the student body and are expected to hold themselves as good examples of conduct, sportsmanship, and training. Accordingly, students in extracurricular activities agree to abstain from the use of illegal drugs, performance enhancing drugs, and intoxicating and non-intoxicating beverages as defined by the statutes of the State of Oklahoma during the entire time in which they are participants in these activities. This includes after school hours, weekends, and holidays. These students further agree to submit to all the testing and/or investigatory provisions of this Policy.
- C. The Board recognizes that all students have certain personal rights of privacy guaranteed by the Constitution of the United States of America and by the Constitution of the State of Oklahoma. This Policy will not infringe on those rights.
- D. Since alcohol is classified as a drug, the use of intoxicating or non-intoxicating beverages (as defined by Oklahoma Law--hereinafter "alcohol") is specifically addressed by this Policy. A breath analysis test (administered by a certified breath analysis technician) will be used to test for alcohol use in accordance with this policy.
- E. The purpose of the Policy is to prevent drug and alcohol use or possession, to educate students as to the serious physical, mental, and emotional harm caused by drug and alcohol use, to alert students with possible drug and alcohol problems to the potential harms of drug and alcohol use, to prevent injury, illness, and harm as a result of drug or alcohol use, and to maintain at the School District an extracurricular environment free of drug and alcohol use and abuse. This Policy is not intended to be disciplinary or punitive in nature. The sanctions of this Policy relate solely to limiting the opportunity of any student found to be in violation of the Policy to participate in extracurricular activities. There will be no academic sanction for violation of this Policy.

II. DEFINITIONS.

- A. "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 drugs and alternative drugs being used for an abusive purpose.
- B. "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.

C. Alcohol includes any intoxicating or non-intoxicating beverage as defined by the Statutes of the State of Oklahoma.

D. "Positive", when referring to a drug or alcohol use test administered under this Policy, means a toxicological test result which is considered to demonstrate the presence of an illegal drug or a performance-enhancing drug or alcohol or the metabolites thereof using the standard customarily established by the testing laboratory administering the drug or alcohol use test.

E. "Drug or alcohol use test" means a scientifically substantiated method to test for the presence of illegal drugs or performance-enhancing drugs or alcohol in a person's urine or breath. Saliva alcohol tests may be used as a preliminary alcohol screening, and the rapid on-site drug detection tests may be used as a preliminary drug screening.

F. "Student athlete" means a member of any Middle School or High School athletic team that participates in interscholastic athletics and members of all Middle School or High School cheerleading teams.

G. "Athletic team" means any Middle School or High School organization sponsored by the School District whose members participate in interscholastic athletics.

H. "Student participant" is any student participating in extracurricular activities, which includes academic bowl team, band, cheerleading, Student Council, all athletic teams, and FFA.

I. "Reasonable suspicion" means a reasonable inference drawn from either 1) specific, contemporaneous, articulable observations concerning the appearance, behavior, speech or body odors of a student, or 2) tangible evidence concerning the behavior or appearance of a student. In the context of performance-enhancing drugs, reasonable suspicion specifically includes unusual increases in size, strength, weight or other athletic abilities. All suspicions should be reported to the activity sponsors, principal, athletic director, or superintendent. The principal will be the prime investigator in each case and will make an initial determination concerning the relevance, appropriateness, and timeliness of testing. When reasonable suspicion justifies an investigation in lieu of timely testing or a testing outside of the random sampling process, the custodial parent/guardian will be contacted prior to the questioning or testing of a student.

J. "Random selection process" means the use of a computer random number generator program to randomly select participants for a detection process. The pool from which participants will be randomly selected are all Middle School and High School students participating in school sponsored extracurricular activities at Locust Grove Public Schools. The percentage of tests to be administered annually from this pool shall be a minimum of twenty per cent (20.0%) of the total number in the pool. Random selection process requires that a person selected for testing shall not be removed from the pool for the next series of testing. This means that a student may not be tested at all or that a student may be tested more than once in a random selection process. A student will remain in this testing pool until a written removal request with custodial parent/guardian signature is received by the athletic director indicating that the student will no longer be participating in extracurricular activities.

III. EDUCATION.

A. Each student participating in extracurricular activities shall receive a copy of this Policy each year. It will be included with information handed out at enrollment time.

B. Each student participant shall be provided a consent form, a copy of which is attached to this Policy, which shall be dated and signed by the student and by a custodial parent/guardian before such student shall be eligible to practice or participate in any extracurricular activity. The consent shall be to provide a urine or breath sample at any time requested to

be tested for illegal drugs or alcohol or performance-enhancing drugs, and to participate in any investigatory process deemed necessary by the principal to determine if a violation has occurred. Students will not be allowed to participate in an activity unless the student participant has returned the properly signed consent form.

C. A positive result of any student participant's drug or alcohol use test will be reported to the athletic director or principal, the head coach or sponsor, the student, and the student's custodial parent/guardian and the superintendent. The parent/guardian may contact the school to request counseling for the student.

IV. PROCEDURES.

A. All student extracurricular participants may be required to provide a urine sample, breath analysis, or saliva alcohol test for drug or alcohol use testing for illegal drugs or alcohol as part of an annual examination or any time there is determined that there is reasonable suspicion to suspect drug or alcohol use or as part of a random selection process. Students who elect to have physical examinations done by their personal physician must nonetheless comply with the Policy requirements regarding drug or alcohol use testing if asked to do so.

B. Any drug use test required by the School District under the terms of this Policy will be administered by or at the direction of a professional laboratory chosen by the School District using scientifically validated toxicological methods. The professional laboratory shall be required to have detailed written specification to assure chain of custody of the specimens, proper laboratory control, and scientific testing. All specimens must be submitted within a three hour timeframe once notified, or will be considered refusal to submit.

C. All aspects of the drug or alcohol use testing program, including the taking of specimens, will be conducted so as to safeguard the personal and privacy rights of students to the maximum degree possible. The test specimen shall be obtained in a manner designed to minimize the intrusiveness of the procedure. In particular, the specimen must be collected in a restroom or other private facility behind a closed stall. The athletic director or principal shall designate a coach or sponsor 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 the 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 athletic director or principal and require a new sample within a one hour timeframe from the time tampering is suspected.

D. A breath analysis test administered by a certified breath analysis technician in accordance with commonly accepted breath analysis practice and/or a saliva alcohol test will be used whenever feasible to determine alcohol use. The timeliness of this testing may require requesting the testing at any hour of the day or night.

E. If the drug or alcohol use test for any student has a positive result, the testing lab Medical Review Officer (MRO) will contact the student and custodial parent/guardian. If the student asserts that the positive test results are caused by other than consumption of an illegal drug or performance enhancing drug, the student will be given the opportunity to present evidence to the MRO. The MRO will make a determination and release final results to the Superintendent of Schools. The student and custodial parent/guardian will then be notified of results

F. A student who has been determined to be in violation of this Policy, either by testing or investigation by the principal, shall have the right to appeal the decision to the superintendent. Such appeal must be lodged within five (5) school days of notice of the original determination. The superintendent shall then determine whether the original finding was justified. There is no further appeal from the superintendent's decision. The superintendent's 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.

G. Before a student who has tested positive in a drug or alcohol use test may rejoin his/her activity after a first or second offense, such student may be required to undergo one or more additional drug or alcohol use tests to determine whether the student is no longer using illegal drugs or performance-enhancing drugs or alcohol. The School District will rely on the opinion of the laboratory which performed or analyzed the additional drug or alcohol use tests in determining whether a positive result in the additional tests was produced by a drug or drug metabolite of illegal drugs or performance-enhancing drugs used by the student before the offense or by more recent use of illegal drugs or performance-enhancing drugs.

V. VIOLATION.

A. Any student guilty of using illegal drugs or alcohol or performance enhancing drugs in violation of this Policy shall be subject to the following restrictions during their enrollment as a student at Locust Grove Middle School/High School.

1. First Offense: Complete suspension from participating in or attending all extracurricular activities for nine continuous and successive school weeks.

2. (a) An alternative to the nine weeks first offense in the admission of use (honesty) without initial questioning: Ten (10) school days suspension from participating in or attending all extracurricular activities including practices, scrimmages, regular meetings, etc. If the student does not participate in an extracurricular activity during the ten (10) day suspension, the student must serve a minimum one (1) event suspension for the next extracurricular activity (not a practice, scrimmage, regular meeting, etc.) they participate in regardless of date of the event.

(b) An alternative to the nine weeks first offense in the admission of use (honesty) upon initial questioning: Fifteen (15) school days suspension from participating in or attending all extracurricular activities including practices, scrimmages, regular meetings, etc. If the student does not participate in an extracurricular activity during the fifteen (15) day suspension, the student must serve a minimum one (1) event suspension for the next extracurricular activity (not a practice, scrimmage, regular meeting, etc.) they participate in regardless of date of the event.

3. Second Offense: Complete suspension from participating in or attending extracurricular activities for eighteen continuous and successive school weeks.

4. Third Offense: Suspension from participating in or attending all extracurricular activities while enrolled in Locust Grove Public Schools.

5. Refusal to Submit to Drug or Alcohol Use Test/Tampering With Drug or Alcohol Test: If a student with no offenses or one offense refuses to submit to a drug use or alcohol test authorized under this Policy, such student shall not be eligible to participate in or attend any extracurricular activities, including practice, regular meetings, etc. for at least eighteen (18) continuous and successive school weeks. If a student with two offenses refuses to submit to a drug or alcohol use test authorized under this Policy, such student will be suspended from all extracurricular activity participation and attendance while enrolled in Locust Grove Public Schools. In the event a parent/guardian believes that a valid reason exists for refusing a drug use or alcohol test, an appeal may be made through the superintendent's office. Any such appeal shall be referred by the superintendent to a review committee. This committee will be composed of three members appointed by the school board. Majority vote rules.

**LOCUST GROVE PUBLIC SCHOOLS
DRUG AND ALCOHOL USE DETECTION POLICY
CONSENT FORM**

We have received, read, and understand the Locust Grove Public Schools Student Extracurricular Activity Drug and Alcohol Use Detection Policy. We desire that the student named below participate in this program and in the extracurricular activities program of the Locust Grove Public School, and we hereby voluntarily agree to be subject to its terms. We accept the method of obtaining urine samples and breath and/or saliva analysis, testing, and analysis of such specimens, and in all other aspects of the program. We agree to cooperate in furnishing test specimens that may be required at any time.

We further agree and consent to the disclosure of the sampling, testing, and results as provided for in this program. This consent is given pursuant to all State and Federal Privacy Statutes and is a waiver of rights to non-disclosure of such test records and results only to the extent of the disclosures authorized in the program.

We further agree, if reason exists to believe that this Policy has been violated but timeliness prohibits definitive testing, that Locust Grove Public School may investigate that violation, including questioning our child with parent notification, and take action in accordance with the provisions of this Policy.

We further agree that possession of illegal drugs or alcohol or performance enhancing drugs is a violation of this policy.

DATE _____

STUDENT NAME _____

STUDENT SIGNATURE _____

CUSTODIAL PARENT OR GUARDIAN SIGNATURE _____