

YEAR ROUND RANDOM DRUG TESTING FOR STUDENT PARTICIPANTS

Overview

In addition to its curriculum, the School provides additional opportunities to its students including the ability to obtain Parking Privileges, to participate in Interscholastic Athletics, and to participate in Extracurricular Activities. These opportunities are privileges and are subject to regulation by the Board.

The Sandy Valley Local School District formed this Drug Testing Policy because of a concern that there is use of alcohol and illicit drugs. The Sandy Valley Board of Education desires to implement a policy which will attempt to provide this district with a safe and healthful student program. This policy reflects the Sandy Valley Board of Education and the community's strong commitment to establish a truly drug and alcohol free school program.

Student Participants who possess Parking Privileges, participate in Extracurricular Activities, or participate in Interscholastic Athletics are subject to random drug testing as defined by this policy. This policy complements the School's other policies on drugs and controlled substances.

This policy is being implemented to accomplish the following goals:

- providing for the safety of all Student Participants in the athletics and activities they participate;
- providing for the safety of all Student Participants that drive at the school;
- providing for the safety of all students;
- providing Student Participants the opportunity to become leaders in the student body for a drug-free school;
- deterring the use of drugs and providing support for students who test positive for drug use; and
- undermining the effects of peer pressure by providing a legitimate reason for students to refuse to use illegal drugs.

Policy

All students in grade 7 to grade 12 who possess Parking Privileges, participate in Extracurricular Activities, and/or participate in Interscholastic Athletics are considered Student Participants and are subject to the School's random drug-testing program.

Interscholastic Athletics are defined to include any person participating in the Sandy Valley Local Schools' athletic program and/or contests under the control and jurisdiction of the Sandy Valley Schools and/or the Ohio High School Athletic Association (OHSAA). This policy also includes cheerleaders.

Extracurricular Activities are defined to include: Drama, LEO Club, Student Council, SADD, Junior Achievement, Academic Challenge, Marching Band, Concert Band, Jazz Band, Majorettes, Choir, Select Choir, SVTV, Yearbook, Foreign Language Club, NHS, FCCLA, Science Club, Art Club, Cardinal Crazies, Cardinals for Christ, and Destination Imagination, and/or any other school recognized activity.

Parking Privileges are defined to include being issued, maintaining, and using a parking permit from the School pursuant to the Parking Permit policy.

Prior to obtaining Parking Privileges, participating in Interscholastic Athletics, or participating in Extracurricular Activities, a Student Participant and the Student Participant's parent/guardian/custodian shall read, sign, and return the School's Informed Consent Form. The Form shall be valid for the remainder of the school year, and the Student Participant shall be subject to this policy for the remainder of the school year. Understand that the Student Participant remains subject to this policy for the remainder of the school year even if his/her sport or activity terminates prior to the end of the school year.

A Student Participant who does not return a signed Form is prohibited from participating in any Interscholastic Athletics or Extracurricular Activities. Participating is defined broadly to include attending a tryout, attending a meeting, attending practice, and participating and/or sitting with the team/club/organization at a game; practice; performance; rally; or ceremony.

A Student Participant who does not return a signed Form is prohibited from obtaining Parking Privileges.

A Student Participant is subject to the random testing until the Student Participant files a Withdrawal from Drug Testing Form. Any Student Participant who files the Withdrawal from Drug Testing Form after being selected for a random drug screening is not eligible to participate in any athletic activity, to participate in any extracurricular activity, or to obtain a parking permit for one (1) calendar year from the date on the withdrawal form.

Random Selection

The School shall identify a school official (the "Designated Official") to prepare and maintain an updated list of Student Participants and will submit that list to the Vendor. To randomly select Student Participants, the Vendor shall use a computer system designed to ensure Student Participants are selected in a random fashion. The system may include computer generated random numbers.

A Student Participant may be tested more than once per year. Drug testing is unannounced and is to be randomly conducted. The day and dates are selected by the Designated Official and confirmed by the Vendor.

Refusing to Test

A Student Participant who refuses to be tested after being selected shall be treated as having received a certified positive result and will be penalized accordingly.

Drugs for Which Students May Be Tested

The drugs tested for may include, but are not limited to: Alcohol, CommQuest Services, Marijuana, LSD, Amphetamines, Methamphetamines, Methadone, Anabolic Steroids, Methaqualone, Barbiturates, Benzodiazepines (Valium), Opiates, Cocaine, Propoxyphene (Darvon), MD/MA (Ecstasy), Phencyclidine, Tricyclic, Buprenorphine, Oxycodone, and/or any substance included in 21 U.S.C. 802(6). This definition also includes all prescribed and over-the-counter drugs being used in any way other than for medical purposes in accordance with the directions for use provided for in the prescription or by the manufacturer.

Confidentiality of Process

The drug test and the test's results are considered confidential to the extent required by law. Information will not be disclosed to criminal or juvenile authorities absent legal compulsion by valid subpoena or other legal process. The results of drug tests conducted pursuant to this policy will not be documented in any Student Participant's academic records. Records of drug testing will be destroyed within thirty (30) days of graduation or student withdrawal from school. No Student Participant—that tests positive for illegal drugs under this policy—shall be penalized academically.

The Vendor will provide an annual report to the administration showing the number of tests performed, the rate of positive and negative tests, and what substances were found in the positive results. The annual report shall not include any "Opt In" students, as defined below. The annual report shall not include any names of students.

Vendor Requirements

The School shall select a vendor (the "Vendor") to carry out this policy. The Vendor shall be an independent company. The Vendor will oversee the collection of test specimens as outlined in this policy and shall be responsible for maintaining a documented record of the test specimen's chain of custody.

The Vendor will provide Medical Review Officer (MRO) services by a licensed physician.

Collection Process

When a Student Participant is randomly selected, the Designated Official shall arrange for the Student Participant to report to the collection site. The test specimen shall be collected as follows.

1. Each Student Participant must have a picture ID or be identified by the Designated Official at the collection site.
2. The Student Participant will be signed in on the roster and given a corresponding number on the specimen cup (the "Cup").
3. Student Participants may not bring any accessories (bags, backpacks, or purses), cups, containers, or drinks in the collection area. All outerwear, including coats, vests, jackets, sweaters, hats, scarves, or baggy clothing must be removed before entering the collection site.
4. The Drug testing area must be secured during testing.
5. Only lab technicians, the Designated Official, and Student Participants may be present during the test collection. The lab technician and test collection area will be gender specific.
6. Upon entering the drug testing area, each Student Participant will be given an opportunity to review this policy by being provided a copy of this policy.
7. Privacy must be kept for all Student Participants participating in the process.
8. The Student Participant will be asked to wash his/her hands with soap and water and dry them.
The Student Participant will take his/her Cup to the rest room.
9. The Student Participant will be asked to urinate directly into his/her Cup. The technician will stand outside the stall and/or rest room and listen for normal sounds of urination.
10. The Student Participant will cap the urine specimen in his/her Cup and the lab technician will check the temperature of the urine specimen. The Student Participant is not to flush the toilet until directed by the lab technician. In the event a Student Participant flushes the toilet she/he will be required to give a new urine specimen immediately.
11. The Student Participant may then rewash his/her hands.
12. The Student Participant will sign the urine specimen back in with the corresponding cap number.
13. The urine specimen will be screened with an immunoassay test.
14. Student Participants that are unable to produce a urine specimen will be kept in a secured area until they are able to produce the urine specimen. Student Participants will be given a reasonable time to produce the urine specimen sample. If a Student Participant is unable to produce a urine specimen or desires an alternative method of testing, the Student Participant may agree to undergo a saliva test described in procedure#19. If a Student Participant leaves the area, the test will be treated as a positive result, and the Student Participant will not possess Parking Privileges, participate in Extracurricular Activities, or participate in Interscholastic Athletics until the Student Participant is able to submit a test with a negative result.
15. If adulteration is suspected, a second urine or saliva specimen will be requested.
16. Any and all adulterations of the urine specimen or saliva specimen will be considered as a positive result. The consequences for adulterations are the same as positive test results.
17. All negative screens will be reported and discarded.
18. Any non-negative screen for a urine specimen will be poured into respective split containers and sent to the certified laboratory with the appropriate chain of custody filled out using the student's cup/roster number for identification. The chain of custody will be signed by the designated school personnel.

19. If a student is unable to produce a urine specimen, and the student agrees to undergo a saliva test, the procedure shall be as follows:
- a. The Student Participant shall not place anything in the mouth including food, drink, or gum for at least 10 minutes prior to collection.
 - b. The Student Participant will be given an oral collection device.
 - c. The Student Participant will insert the collector inside of the mouth and tongue to collect oral fluid for a total of 3 minutes or until the sponge becomes fully saturated.
 - d. The collection device will be screened.
 - e. All negative screens will be reported and discarded.
 - f. Any non-negative screen for a mouth swab specimen will be secured in the collection chamber and sent to the certified laboratory with the appropriate chain of custody filled out using the student's roster number for identification. The chain of custody will be signed by the designated school personnel.
20. This collection procedure is subject to change because of the Vendor's procedural requirements. The Sandy Valley School District reserves the right to change the collection procedure to coincide with the testing guidelines set forth by the Vendor.

Reporting Results

The Medical Review Officer (MRO) will review all reports of positive drug tests. The MRO will review any positive test result as follows:

- Determine if any discrepancies have occurred in the chain of custody.
- If necessary, contact the parent/guardian/custodian to determine if the Student Participant is on any prescribed medication and if that medication resulted in the positive drug screen. Should a Student Participant be on medication, the Student Participant will be required to obtain a letter from a physician to document the Student Participant's medications. This documentation must be obtained within five (5) days.
- Determine if the test specimen has been adulterated. If adulterated, the test will be considered "positive."

Based on the above, the MRO will certify the drug test results as positive or negative and report the certified results to the Designated Official.

Procedures in the Event of a Positive Result

In the event of a certified positive result, the Designated Official shall contact the Student Participant's parents/guardians/custodian. The Student Participant's parents/guardians/custodian may request that the Vendor have the urine specimen (split portion) or the mouth swab specimen tested at a different testing laboratory approved by the Designated Official. The request must be made in writing 72 hours from notice of administration. The Student Participant's parent/guardian/custodian is responsible for all costs associated with the second test. If the second test is also reported as positive or if a second test is not requested by the parent/guardian/custodian, a positive test will be declared.

First Positive Result. For a Student Participant's first certified positive result in two consecutive years, the following will occur:

- The Student Participant will participate in a chemical assessment program with follow-through with assessment recommendation(s). The cost of the chemical assessment program will be the responsibility of the Student Participant or if the Student Participant is under 18, the Student Participant's parents/guardians/custodian.
- The Student Participant will submit to 4 drug tests during the next calendar year.
- If a positive test occurs "in season" Code of Conduct shall also apply.

Second Positive Result. For a Student Participant's second certified positive result in two consecutive years, the following will occur:

- The Student Participant shall lose eligibility for a number of games equal to fifty percent (50%) of the regular season schedule of the Interscholastic Sport.
- The Student Participant will be suspended from extracurricular activity participation for six (6) weeks.
- Suspension for a minimum of 50% of the year's Parking Privileges.
- The Student Participant will submit to 5 drug tests during the next calendar year.
- The Student Participant will be required to enroll in and attend a Board approved drug treatment program before the Student Participant is able to participate in the extracurricular activity. The cost of the drug treatment program will be the responsibility Student Participant or if the Student Participant is under 18, the Student Participant's parents/guardians/custodian.

Third Positive Result. For a Student Participant's third certified positive result in two consecutive years, the following will occur:

- The Student Participant will be barred from participation in any and all Interscholastic Athletics and Extracurricular Activities for the remainder of the Student Participant's time at the School.
- The Student Participant will be barred from having Parking Privileges for the remainder of the Student Participant's time at the School.
- The Student Participant will be required to enroll in and attend a Board approved drug recovery program. The cost of the drug treatment program will be the responsibility Student Participant or if the Student Participant is under 18, the Student Participant's parents/guardians/custodian.

Appeal Process

The Principal shall advise the Student Participant and the Student Participant's parents/guardians/custodian of the right to a procedural due process hearing. The Student Participant and/or parent/guardian/custodian must request the hearing in writing. The hearing's scope will be limited to a review of compliance with this policy's procedure. The Principal shall

render a decision and provide a written record of the decision within three (3) days of the hearing. The Principal's decision shall be final.

Voluntary Opt In Program

Any student who is in grade 7 to grade 12, and is not a Student Participant, may be "Opted In" to a random drug testing. The student and the student's parents/guardians/custodian may opt the student into the school's testing program by completing the Opt In Consent Form. The student's parents or guardians are to pay the Vendor for all testing. The Parents/Guardian and the Vendor are to establish the frequency of testing. The School may be required to identify the student at the time of testing.

The MRO is to notify the student's parents, and only the parents, of the test results. The results are not to be released to any other party without the written consent of the parent/ guardian/ custodian. Any Opt-In Student will not be penalized academically or under the penalties described above. The parent may request additional testing and/or counseling from the School, but the parent will pay for additional testing and/or counseling.

ACKNOWLEDGEMENT FORM
RANDOM DRUG TESTING FOR STUDENT PARTICIPANTS

We hereby consent to allow the Student Participant named on this form to undergo drug testing for the presence of illicit drugs or banned substances in accordance with the Policy for Random Drug Testing of Student Participants.

We understand that a qualified Vendor will oversee the collection process.

We understand that any non-negative samples will be sent only to a certified medical laboratory for actual testing, and that the samples will be coded to provide confidentiality.

We hereby give our consent to the Vendor selected by the School, its laboratory, doctors, employees, or agents, together with any clinic, hospital, or laboratory designated by the selected Vendor to perform testing for the detection of illicit drugs or banned substances.

We further give permission to the Vendor, its doctors, employees, or agents, to release all results of these tests to the Medical Review Officer (MRO) working for the Vendor.

We understand these results will be forwarded to the Designated Official and the School Principal.

We understand that we will be informed of a certified positive result.

We understand that consent, pursuant to this Informed Consent Form, will be effective for all Interscholastic Athletics and Extracurricular Activities in which this Student Participant might participate during each year he/she is enrolled and as long as the Student Participant retains Parking Privileges. We further understand that a Student Participant remains subject to testing for the remainder of the school year, even after a sport or activity ends. For example, a Student Participant participating in a fall Interscholastic Sport will continue to be subject to this policy until the end of the school year. Parents may choose to rescind their consent at any time by submitting a signed Withdrawal from Drug Testing Form.

ACKNOWLEDGMENT FORM RANDOM DRUG TESTING OF STUDENT

PARTICIPANTS

(CONTINUED)

AS A STUDENT:

- I understand and agree that participating in Interscholastic Athletics, participating in Extracurricular Activities, and possessing Parking Privileges in the Sandy Valley School District (“the School”) are privileges that may be withdrawn for violating the School’s Random Drug Testing for Student Participants Policy (“the Policy”).

- I have read the Policy and understand the consequences that I will face if I am selected for a random drug test and have a certified positive result.

- I understand that I will be subject to random drug testing, and if I refuse, I will not be allowed to participate in any interscholastic sport or extracurricular activity and will have my Parking Privileges revoked. Participating in an Extracurricular Activity or Interscholastic Athletics includes attending a tryout, attending practice, and participating and/or sitting with the team/club/organization at a game; practice; performance; rally; or ceremony.

- I understand that I am subject to testing for the remainder of the school year.

AS A PARENT/GUARDIAN/CUSTODIAN:

- I have read the Sandy Valley School District’s Random Drug Testing for Student Participants Policy (“the Policy”), and I understand the responsibilities my child has as a Student Participant in Interscholastic Athletics, Extracurricular Activities, or Parking Privileges.

- I understand that my child may be subjected to random drug testing, and if he/she refuses, he/she will not be allowed to practice or participate in any Interscholastic Athletics and/or Extracurricular Activities and will have his/her parking privileges revoked.

- I understand that my child is subject to testing for the remainder of the school year.

Student’s Name: _____

Date of Birth: _____ Grade: _____

Student’s Signature: _____ Date: _____

Parent/Guardian/Custodian’s Name: _____

Parent/Guardian/Custodian’s Signature: _____

Date: _____

REMOVE FROM DRUG TESTING FORM
RANDOM DRUG TESTING OF STUDENT PARTICIPANTS

AS A STUDENT:

• I Have Read the Policy for Random Drug Testing for Student Participants and have decided to remove myself from the Random Drug Testing Program.

Student's Name: _____

Date of Birth: _____ Grade: _____

Student's Signature: _____

Date: _____

AS A PARENT/GUARDIAN/CUSTODIAN:

• I Have Read the Policy for Random Drug Testing for Student Participants and have decided to rescind my original consent for my child to participate in the Random Drug Testing Program.

Parent/Guardian/Custodian's Name: _____

Parent/Guardian/Custodian's Signature: _____

Date: _____

“OPT IN” CONSENT FORM

We hereby consent to allow the student named on this form to undergo drug testing for the presence of illicit drugs or banned substances. We understand that this program is performed by the Vendor *and not the School*. The School may be required to identify the student at the time of testing.

While the student will be tested in the same manner as students under the School’s Random Drug Testing Policy, students will not be subject to the Random Drug Testing Policy’s consequences.

Upon completion of the testing, the Vendor’s Medical Review Officer will notify the parent/guardian, and only the parent/guardian/custodian, of any results.

AS A STUDENT:

I understand that I may be drug tested with my parents’ consent under the “Opt In” student drug testing program. I understand this Form is binding while I am student in the school system.

AS A PARENT/GUARDIAN/CUSTODIAN:

I understand that by signing this consent, I will allow the Vendor to perform drug and/or alcohol testing on my son or daughter, results of which will be released to me and only me.

Student’s Name: _____

Date of Birth: _____ Grade: _____

Student’s Signature: _____ Date: _____

Parent/Guardian/Custodian’s Name: _____

Parent/Guardian/Custodian’s Signature: _____

Date: _____