

Lakeland Joint School District No. 272

STUDENTS

Drug/alcohol Testing for Students in Activities

3400

A program of deterrence is hereby instituted as a pro-active approach to a drug free school. Through participation in extracurricular activities, students using illegal drugs pose a threat to their own and other persons health and safety while sending a negative message to the student body, patrons of the district, and the public. The purpose of this program is three fold: (1) to provide for the health and safety of all students; (2) to undermine the effects of peer pressure by providing a legitimate reason for students to refuse to use illegal drugs; and (3) to encourage students who use drugs to participate in drug treatment programs. Students involved in extracurricular activities as ambassadors of the District need to be exemplary in the eyes of the community and other students. It is further the purpose of this program to prevent students from participating in extracurricular activities while drug residues are in his/her body, and it is the purpose of this program to educate, help, and direct students away from drug and alcohol abuse, and toward a healthy and drug free lifestyle. The drug testing program is designed to create a safe, drug free lifestyle for students and to assist them in getting help when needed. No student shall be expelled or suspended from school as result of any verified "positive" test conducted by his/her school under this program other than stated herein.

Implementation

The effective date of this program is August 1, 2006. This program does not affect the current policies, practices, or rights of Lakeland Joint School District 272 with regard to drug and /or alcohol possession or use, where reasonable suspicion is obtained by means other than drug testing through this policy. Lakeland Joint School District 272 reserves the right to test any student who at any time exhibits cause for reasonable suspicion of drug and/or alcohol usage.

Reasonable Concern

Lakeland Joint School District 272 has a strong commitment to the health, safety, and welfare of its students. Our commitment to maintaining the extracurricular activities in Lakeland Joint School District as a safe and secure educational environment requires a clear policy and supportive programs relating to detection, treatment, and prevention of substance abuse by students involved in extracurricular activities.

Scope

Participation in extracurricular activities is a privilege*1. This policy applies to all Lakeland Joint School District students in grades 7-12 who wish to participate in interscholastic extracurricular activities.

Examples are listed below:

(Interscholastic activities are those that involve competition or interaction with another

school/schools while the students represent a Lakeland Joint School District secondary school.)

1. Athletics
2. Music
3. Academic Teams

(Participants include, but are not limited to, athletes, cheerleaders, managers, and other athletic student personnel)

(Participants include, but are not limited to, performing band members, performing choir members, and participants in solo/ensemble contests)

4. Drama/Speech/Debate
5. Professional Technical clubs or organizations

Consent Form

It is mandatory that each student who participates in extracurricular activities return the “Consent Form” prior to participation in any extracurricular activity. No student shall be allowed to participate in any extra curricular activity without first having provided to the district a fully executed consent form. The written consent form shall be in the form attached to this policy as Exhibit “A”.

All students desiring to participate in an activity, whether at the selection date, beginning of the school year, or the beginning of the sport season or competition season, or when a student moves into the district shall be subject to urine testing in accordance with the terms of this policy. Such urine testing may be completed at any time in accordance with the terms of this policy, and may be conducted on a weekly basis”. Any student who refuses to submit to urine drug testing will be terminated from further practice or participation in the extra curricular activities of Lakeland Joint School District.

Non-Punitive Nature of Policy

No student will be penalized academically for testing positive for illegal drugs or banned substances as a part of this program. The results of drug tests pursuant to this policy will not be documented in any student’s academic records. Information regarding the results of drug test will not be disclosed to criminal or juvenile authorities absent legal compulsion by valid and binding subpoena or other legal process, which the Lakeland Joint School District will not solicit. In the event of service of any such subpoena or legal process, the student and the student’s custodial parent, legal guardian, or custodian will be notified to the extent permitted by such subpoena or legal process.

Banned Substances

For the purpose of this Policy, the following substances, or their metabolites, are examples of what can be tested for, and are considered illicit or banned from Lakeland Joint School District 272 students. This list is not all inclusive, however included within those substances are all such substances as labeled controlled substances, or as similarly labeled by federal or state law.

Alcohol, Barbiturates, LSD, Methadone, Opiates, Amphetamines, Benzodiazepines, Marijuana, Methaqualone, Phencyclidines, Anabolic Steroids, Cocaine Metabolites, Metabolites, Nicotine, Propoxyphene

Other Prescription or illegal drugs

Testing Procedures

The selection of participants to be tested may be done randomly or randomly by team by the Drug Testing Coordinator or testing vendor, and selections will be made at any time throughout the participation period or school year. Names will be drawn from one large pool of those agreeing to be tested. Selection for random testing will be by lottery drawing from a “pool” of all students participating in activities, who have signed a consent form. (Students who do not sign consent forms may not participate in the activity.) This variable schedule is designed to keep students conscious of the possibility of being tested at any time during the year. Each student or student within a team will have equal possibility to be selected each time a selection is made. The Drug Testing Coordinator or testing vendor will use a system to assure that the students are selected in a random fashion.

- (1) In addition to random testing, if the student shows signs of reasonable suspicion, or the student has previously tested positively, the principal/administrative designee may require the student to participate in a drug and/or alcohol test. Factors will include, but are not limited to; excessive discipline problems, excessive tardies, and/or excessive absences from school. Also the student may be required to be administered “follow-up” testing with frequency to be determined by the school administration.
- (2) Parents will be informed if their student has been tested and provided information about the result. Additionally, if a student is part of the schools random selection testing process, a positive result will be provided to the appropriate school official.”
- (3) No student will be given advance notice or early warning of the testing. In addition, a strict chain of custody will be enforced to eliminate invalid test or outside influences.
- (4) Upon being selected for a urinalysis test under this policy, either by random draw or reasonable suspicion, a student will be required to provide a sample of “fresh” urine according to the quality control standards and policy of the laboratory conducting the urinalysis.
- (5) All students will remain under school supervision until they have produced an adequate urine specimen. If, after adequate time and additional fluid (all as determined by the laboratory), the student is unable or unwilling to produce a specimen the student will be taken to the principal’s office and informed that he/she is no longer eligible for any extracurricular activities. In addition, the parents/guardian will be telephoned and informed the student is unable to produce a sample for the testing procedure and that he/she may be tested at a later date to be reinstated for eligibility.
(Students shall serve the maximum time of discipline before they can retest. The failure to provide an adequate urine specimen will be considered a positive test.)
- (6) If it is proven that tampering or cheating has occurred during the collection, the student will become ineligible for all the “extracurricular activities” for the remainder of the school year. This will be reported to the parent/guardian.

(7) Immediately after the specimen is taken, the student may return to practice or class. Every effort will be made to eliminate loss of class time with most testing done prior to school, after school, or during a lunch period.

(8) The laboratory selected must follow the standards set by the Department of Health and Human Services. It must be certified under the auspices of the Clinical Laboratory Improvement Act (CLIA) and the Joint Commission of Accreditation of Healthcare Organizations (JCAHO).

District Drug Testing Coordinator

The Superintendent shall appoint a District Drug Testing Coordinator(s). It is of utmost importance that great care be taken to maintain strict confidentiality requirements. All information, including names of students tested, test results and any related information shall remain confidential except where disclosure is required by lawful subpoena.

Student Selection

Random testing will be conducted during the activity season. Selection for random testing will be by lottery drawing from a “pool” of all students participating in extra-curricular activity programs in each Lakeland Joint School District 272 school at the time of the drawing. The selection may be random by school and team. The Drug Testing Coordinator shall take reasonable steps to assure the integrity, confidentiality and random nature of the selection process including, but not necessarily limited to: assuring that the names of all participating activity students are in the pool; assuring that the person drawing names has no way of knowingly choosing or failing to choose particular students for the testing; assuring that the identity of students drawn for testing is not known to those involved in the selection process; and assuring direct observation of the selection process.

Collection of Specimen & Chain of Custody

The collection procedures shall utilize “on site” immunoassay testing for instant results (if negative). If the specimen that was provided by the student tests “non-negative” in this initial screen test, that same specimen will be sealed with proper chain of custody and sent to a certified laboratory for further confirmation testing.

Test Results

(1) This program is designed to provide needed help for students who have a verified “positive” test.

(2) The principal/designee will be notified of a student testing “positive” (that is, if the test shows the drug residues are in the student’s system). The principal/designee will notify the student and his/her parent/guardian. The student or his/her parent/guardian may submit any documented prescription, explanation, or information which will be considered in determining whether a “positive” test has been satisfactorily explained. This information will be given to the Medical Doctor/Review Officer (MRO) for the final review of the test result.

(3) A student involved in activities who tests positive will be subject to the disciplinary consequences outlined in the Philosophy and Code for Interscholastic Activities. Lakeland Joint School District 272

reserves the right (pursuant to the reasonable suspicion standard) to continue testing at anytime during the remaining school year of any student/participant that tested “positive”.

(4) Information on a verified “positive” test result will be shared on a “need to know” basis with the student’s coach or sponsor. The results of “negative” tests will be kept confidential to protect the identity of all students being tested.

(5) A student who sustains a first positive result shall be subject to the guidelines of the Lakeland Joint School District philosophy and code for interscholastic activities. A second positive result will result in suspension from activities for one (1) calendar year and a third positive result will result in permanent suspension from participation.

Statistical Reporting and Confidentiality of Drug Test Results

The testing laboratory shall not release any statistics on the rate of positive drug tests to any person, organization, news publication or media without expressed written consent of the Lakeland Joint School District 272 Board of Trustees. However, the lab will provide the building principal and Board of Trustees with a quarterly report showing the number of tests performed, rate of positive and negative tests, and what substances were found in the positive urine specimens.

Under this drug testing program, any staff coach, or sponsor of Lakeland Joint School District 272 who may have knowledge of the results of a drug test, will not divulge to anyone the results of the test or the disposition of the student involved, other than in the case of a legal subpoena being made upon that person in the course of a legal investigation. It is the express intention in the adoption of this policy/program to maintain confidentiality.

Financial Responsibility

(1) Under this policy, Lakeland Joint School District 272 will pay for all initial random drug tests, and all initial reasonable suspicion drug tests.

(2) A request on appeal for another test of a “positive” urine specimen using the same initial specimen being sent to a second certified laboratory for analysis will be at parent/guardian (or the student in the event the student has reached the age of 18) expense, unless the second test is negative.

(3) Counseling and subsequent treatment by non-school agencies is the financial responsibility of the student or his/her parent/guardian (or the student in the event the student has reached the age of 18).

(4) The parent/guardian (or the student in the event the student has reached the age of 18) will be responsible for the cost of any drug test given as the result of a parent/guardian (or the student in the event the student has reached the age of 18) request that a student be tested or included in the testing pool.

Policy History:

Adopted on: August 13, 2007 Revised on: August 28, 2018

Prior district policy: IX-IX

