



**Boulder Valley School**  
 District File: JDDA-R  
 Issued: August 23, 1990  
 Revised: September 23, 1993, January 27, 1994,  
 October 23, 1997, January 29, 2003, May 2021

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**STUDENT INVOLVEMENT WITH DRUGS AND ALCOHOL**

**All members of the BVSD community have a role in creating a positive and safe school community, where relationships are marked by trust, and student conduct is addressed with a focus on prevention, support and intervention. Substance abuse education and prevention activities will be offered to all students. Students seeking help for chemical dependency problems will be offered a referral for counseling, alcohol/substance abuse prevention program, school-based intervention, and other resources as necessary. Parental notification and partnership is strongly recommended.**

**Students found to be in violation of BVSD policy JDDA shall be subject to restorative and disciplinary actions by school officials and local law enforcement agencies. Any actions taken will be in accordance with this regulation and consistent with Policy JD/JR, Student Conduct and Discipline Code; JRR, Student Rights and Responsibilities; and Policy JDSE, Student Suspension/Expulsion.**

Records of student infractions involving the use of alcohol, controlled substances, performance enhancing drugs, or drug-containing paraphernalia that result in disciplinary action according to the provisions of this policy and its administrative regulations will be kept in the student's file for three years. For purposes of disciplinary actions, student infractions of this policy will be cumulated for a three-year period.

**Procedures**

The following procedures will be followed by all staff members when investigating potential violations of policy JDDA, which includes: student use/abuse, possession, distribution, exchange or

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**Deleted:** Education and support will be offered to students at risk of using alcohol and/or other drugs, students seeking help for chemical dependency problems, and students displaying unusual or atypical behavior which could be caused by alcohol or substance abuse.

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**Deleted:** In addition to education and support, disciplinary action, independent of court action, will be taken in cases involving the use, possession, distribution, or sale of illicit drugs, including alcohol and anabolic steroids, or drug-containing paraphernalia on school grounds or during school-sanctioned activities, including when students are being transported in vehicles approved by the District. Students are subject to immediate suspension for use, possession, distribution, or sale of illicit drugs, including alcohol and anabolic steroids, or drug-containing paraphernalia. Any suspension allows for hearing and review consistent with student rights as expressed in Policy JRR, Student Rights and Responsibilities, and Policy JDSE, Student Suspension/Expulsion.

**Commented [3]:** This is redundant as it is included in JDDA and lower in this document.

**Deleted:** The principal will provide full cooperation of the administration and staff in appropriate police investigations relative to the illegal use, possession, distribution, or sale of alcohol and other drugs.

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sale of alcohol, performance enhancing drugs, controlled substances and/or drug paraphernalia which is prohibited in all Boulder Valley District schools, on school grounds, at school-sanctioned activities, or when students are being transported in vehicles dispatched by the District.

I. A staff member who has evidence that a student may be under the influence of, or in possession of, alcohol, controlled substances, or drug paraphernalia will immediately notify an administrator and request the student accompany them to the principal or their designee.

II. The principal or their designee shall:

a) Conduct an informal meeting with the student explaining the allegation in a language the student can understand, and ensure the student is allowed to respond to the allegations against them with the student's parent/guardian or a trusted advocate present.

b) Attempt to obtain evidence by directly requesting it from the student or through search procedures, with a witness present, as outlined in Policy JRS, Searches.

(1) Any evidence is found will be placed in an envelope or appropriate container. The envelope, or appropriate container, will be sealed, dated, and initialed by the individual who originally obtained the materials, and by the principal or designee, and then placed in the school safe.

(2) The principal or designee will call the local police department and request that someone from that department pick up the sealed envelope or other appropriate container holding the evidence. This material will be handed to the officer personally by the principal or the designee. Normal investigation and/or arrest procedures will be followed.

(3) Impose appropriate corrective action, if any, based on the evidence.

III. If the principal or their designee find that the student violated policy JDDA, they shall:

a) Notify the parents or guardians as soon as possible.

b) Notify school health paraprofessionals and mental health advocates. Social Services may also be contacted when appropriate, such as when school officials suspect child abuse or neglect.

c) While waiting for parents, counsellors or further medical aid, the student will not be left alone but will be placed in a quiet environment where the student will remain under observation. When necessary, standard emergency procedures will be followed.

d) Not suspend the student unless:

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**Deleted:** Situations involving a student under the influence of alcohol and other drugs on school property, at any school-sanctioned activities, or when being transported in

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**Commented [9]:** the bulk of these came from the old policy with some reworking and reordering. The DAC requests that the process follow current law and only involves law enforcement when absolutely necessary.

(1) the student is found to be under the influence, in which case the student will be suspended for the rest of the school day.

(2) the student is found to be involved with the sale or exchange of drugs or alcohol.

e) Notify law enforcement if the evidence indicates the law has been violated.

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Consequences for possession of alcohol, performance enhancing drugs, controlled substances and/or drug paraphernalia:

First Violation:

1. A conference will be held with the student, parent/guardian, the school official, and other staff member(s) including a counsellor as needed.
2. The school official will cooperatively develop with the parents and the student a procedure outlining the responsibilities of each in preventing future occurrences and in supporting the students wellbeing.

Second Violation:

Consequences for Drug/Alcohol Use

First violation:

- (1) A conference will be held with the student, parent/guardian, school administrator, and other appropriate staff member(s), including a counselor, as needed.
- (2) The school official will cooperatively develop with the parents and the student a procedure outlining the responsibilities of each in preventing future occurrences.
- (3) The student will be suspended from three to five days pursuant to policy JDSE, student suspension/expulsion. At the discretion of the principal, alternatives to suspension may be offered for days two and/or three of the suspension. If the student is suspended beyond three days, alternatives to suspension must be offered for days four and five. The district is responsible for developing a range of alternatives to suspension. Participation in alternatives to suspension is voluntary for students.

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Deleted: Parents must be contacted as soon as possible. When appropriate, the local police department may also be contacted. The administrator will determine if the student is under the influence of alcohol or an illegal substance based on a body of evidence, which includes, but is not limited to, the student's behavior, odor, physical appearance or witness tatements.

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- (4) The student and parent(s) will be provided information concerning available drug/alcohol treatment programs.

Second violation:

- (1) The student will be suspended from school for three to five days pursuant to Policy JDSE, Student Suspension/Expulsion.
- (2) Student Suspension/Expulsion. Information concerning available student intervention teams, counseling support programs, and drug/alcohol treatment programs will be given to the student and parents.
- (3) Evidence of student and parental participation in any of the programs suggested in (#2) above will be requested at the time the student is readmitted to school.

Third and subsequent violations:

- (1) The student will be suspended for five days and a recommendation will be made for more severe disciplinary action, including, but not limited to, extended suspension, unless the student and parents participate in an appropriate rehabilitation program and receive significant treatment.
- (2) Upon return to school, the student will be offered an opportunity to participate in re-entry counseling and/or aftercare support. A progress report on attendance, grades, and behavior can be requested by the parents at any time.

Consequences for selling, giving, or exchanging performance enhancing drugs, controlled substances and/or alcohol

First offense:

- (5) A conference will be held with the student, parent/guardian, the school official, and other staff member(s) including a counsellor as needed.
- (6) The school official will cooperatively develop with the parents and the student a procedure outlining the responsibilities of each in preventing future occurrences and in supporting the students wellbeing. This may include, but need not be limited to counseling and drug/alcohol treatment programs.
- (7) The student will be suspended from school for five days. A recommendation may be made to the Superintendent to impose an additional ten-day suspension.

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(9) More severe disciplinary action will be considered depending upon the severity of the case.

Second offense;

(1) The student will be expelled pursuant to Policy JDSE, Student Suspension/Expulsion, in clearly substantiated cases.

IV. In any case involving student abuse of alcohol, controlled substances and performance enhancing drugs, where the circumstances are aggravated and involve serious health and safety matters, the Superintendent may recommend appropriate discipline more severe than what is outlined in this policy pursuant to Policy JDSE, Student Suspension/Expulsion.

V. The principal and/or school staff will cooperate fully with the District administration and local law enforcement agencies when investigations and searches as required by law.

VI. In all situations in which disciplinary action pursuant to this policy is contemplated for students with disabilities, the procedures set forth in Policy JDSE, Student Suspension/Expulsion (Students with Disabilities), must be followed.

VII. These regulations must be communicated to all students, parents, and community. The procedures for communicating policy to staff will include new teacher orientation and inclusion of policy in staff handbook and District communiqués.

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Commented [20]: Does state law require this? Could a second offense be a longer suspension and a third offense expulsion? Kicking kids out of schools will increase the likelihood of additional substance abuse and limit their ability to graduate. Could there be other steps outlined for a second offence besides, or in addition to, this one?

Commented [21]: Does state/federal law require exchange/sale of controlled substances, drugs and alcohol to be treated separately? They are all illegal for k-12 students unless prescribed by a healthcare provider...If possible, treat sale of drugs, controlled substances and alcohol similarly in terms of consequences. This will also help with ease of reading this policy unless the consequences for the offence are drastically different per law.

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How does this compare with other reports for infractions of student code? Is this type of record keeping required by law? If not, we suggest it is aligned with other disciplinary records kept by BVSD and the language adjusted accordingly.

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The procedure for any of the suspected offences should take the same rhythm and only needs to be described once, but the consequences should be different. Making this change will make the document shorter and easier to follow.

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recommend teasing out consequences for possession vs. use or sale/distribution/exchange as allowed by law. Include consequences as required by law starting with the most restorative and elevating to more disciplinary actions. We recognize consequences for possession of drugs vs. drug paraphernalia may be different.

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Include a cascade of consequences that are required by state law

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this seems like a strong first offense punishment for personal use or possession without the intent to sell. Could a first violation be restorative rather than punitive or does this violate state law? Could a 3-5 day suspension be a consequence of a second violation?

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please include the shortest suspension required by law here.

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Page 5: [21] Commented [15]	Nicole Rajpal	4/29/21 6:18:00 PM
<p>What type of restorative components could be added here. Can we clarify exactly when and for what offences police absolutely need to be called and is there a difference depending on substance found?</p>		
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The procedure for investigating allegations and obtaining evidence should be the same for all suspected offences. Recommend these all be included in the standard procedures outlined on the second page of this document to help shorten the document, improve readability/comprehension, standardize procedures and ultimately improve compliance

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Does state/federal law require different severity in punishment depending on what substance is attempting to be exchanged/sold?

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can this be omitted here since number 3 in this section, and IV below covers additional/more severe punishments?