



Kilgore ISD Mandatory Drug-Testing Program

Mandatory Drug-Testing Program

In an effort to prevent injury, illness, and harm resulting from the use of illegal drugs; help enforce a drug-free educational environment; and deter student use of illegal drugs, KISD has implemented a mandatory drug-testing program for students in grades 7-12.

Covered Activities

Grades 7-12 student activities for which mandatory drug-testing is required include:

- All extracurricular activities
- All co-curricular activities
- All dual credit courses for which KISD pays any amount of tuition
- All school sponsored work program classes
- Allowed to purchase an on-campus parking permit

A student in grades 7-12 who chooses to participate in any of these activities shall be subject to mandatory drug testing as outlined in the District's drug-testing purpose and procedures.

A student who participates in any of these activities shall receive notice of the District's drug-testing program and procedures in the student handbook. In order to participate in extracurricular and/or co-curricular activities, a student in grades 7-12 shall submit the appropriate written consent form.

Scope

A student participating in these activities or requesting a parking permit shall be subject to testing for the presence of illegal drugs and alcohol randomly throughout the school year.

Purpose

The purpose of the drug-testing program is to prevent injury, illness, and harm resulting from the use of illegal drugs; help enforce a drug-free educational environment; and deter student use of illegal drugs.

Distribution of Policy

The District shall provide each parent and student a copy of the drug-testing policy and consent form prior to the student's participation in an affected activity or receipt of a parking permit.

District employees shall explain the drug-testing program and review the policy and consent form with students and parents at the beginning of the year.

Consent

Before a student is eligible to participate in an activity identified through this drug-testing program, the student shall be required annually to sign a consent form agreeing to be subject to the rules and procedures of the drug-testing program. If the student is under the age of 18, the student's parent or guardian shall also sign a

consent form. If appropriate consent is not given, the student shall not be allowed to participate in associated student activities or to receive a parking permit.

Use of Results

Drug test results shall be used only to determine eligibility for a parking permit and participation in any school sponsored student activity outlined in this drug-testing program. Positive drug test results shall not be used to impose disciplinary sanctions or academic penalties.

Nevertheless, nothing in this policy shall limit or affect the application of state law, local policy, or the Student Code of Conduct. A student who commits a disciplinary offense shall be subject to consequences in accordance with the Student Code of Conduct.

Confidentiality

Drug-testing results shall be confidential and shall be disclosed only to the student, the student's parents, and designated District officials who need the information in order to administer the drug-testing program. Drug test results shall not be maintained with a student's academic record. Results shall not be otherwise disclosed except as required by law.

Testing Laboratory

The Board shall contract with a certified drug-testing laboratory to conduct testing of students' urine samples or saliva samples.

Testing laboratories shall not release statistics regarding the rate of positive drug tests to any person or organization without consent of the District.

Substances for Which Tests Are Conducted

The District shall make available to students and parents a list of the exact substances for which tests will be conducted.

Collection Procedures

Personnel from the drug-testing laboratory shall collect urine samples under conditions that are no more intrusive than the conditions experienced in a public restroom. When selected for testing, a student shall be escorted to the school's testing site by a District employee and shall remain under employee supervision until the student provides a sample. A student shall produce a sample within a closed restroom stall. A District employee of the same gender as the student shall be present when any samples are collected.

Random Testing

Random tests shall be conducted on as many as ten dates throughout the school year.

No less than three percent and no more than ten percent of the students participating in the program shall be randomly selected for each random test date at each campus. The drug-testing laboratory shall use a random selection method to identify students chosen for random testing. Students shall not receive prior notice of the testing date or time.

Refusal to Test or Tampering

A student who refuses to be tested when selected or who is determined to have tampered with a sample shall be deemed to have a positive test result and shall be subject to the appropriate consequences depending on previous positive test results, if any.

If a student is absent on the day of the random test, a sample shall be collected on the next random testing date.

Confirmation of Positive Results

An initial positive test shall be confirmed by a second test of the same specimen before being reported as positive.

Upon receiving results of a positive drug test, the District shall schedule a meeting with the student, the student's parent if the student is under the age of 18, the coach or sponsor of the extracurricular activity, as

applicable, and members of the drug education counsel (DEC) to review the test results, receive support and resources and discuss consequences.

The student or parent shall have two school days following the meeting to provide a medical explanation for a positive result.

Retesting

If the student wishes to return to participation in school sponsored activities or have a parking permit reinstated after any applicable consequences, the student must be retested at the end of the period of suspension (at student's expense) and have a negative test result; following that, the student shall be retested on each random test dates for one calendar year so long as the student wishes to participate in extracurricular activities or park a vehicle on school property.

Drug Abuse Prevention

The District shall notify the parent and student of drug abuse prevention resources available in the area.

Consequences

Consequences of positive test results shall be cumulative through the student's enrollment in the District.

First Offense

Upon the first offense of receiving a confirmed positive drug test, a student shall be suspended from any activity outlined in this drug-testing program, and the student's parking permit shall be suspended, for 15 school days following the date the student and parent are notified of the test results. During the period of suspension, the student may participate in practices but not in any competitive activities or performances. If the student wishes to return to participation in school sponsored activities or have a parking permit reinstated after any applicable consequences, the student must be retested at the end of the period of suspension (at student's expense) and have a negative test result; following that, the student shall be retested on each random test dates for one calendar year so long as the student wishes to participate in extracurricular activities or park a vehicle on school property.

Second Offense

Upon a second offense of receiving a confirmed positive drug test, a student shall be suspended from any activity outlined in this drug-testing program, and the student's parking permit shall be suspended, for 30 school days following the date the student and parent are notified of the test results. Students shall be required to create an education support plan with members of the DEC and shall provide documented completion of this plan in order to become eligible to participate in the extracurricular activity. During the period of suspension, the student may participate in practices but not in any competitive activities or performances. If the student wishes to return to participation in school sponsored activities or have a parking permit reinstated after any applicable consequences, the student must be retested at the end of the period of suspension (at student's expense) and have a negative test result; following that, the student shall be retested on each random test dates for one calendar year so long as the student wishes to participate in extracurricular activities or park a vehicle on school property.

Third Offense

Upon a third offense of receiving a confirmed positive drug test, a student shall be suspended from any activity outlined in this drug-testing program, and the student's parking permit shall be suspended, for 365 calendar days following the date the student and parent are notified of the test results. During the period of suspension, the student may participate in practices but not in any competitive activities or performances. If the student wishes to return to participation in school sponsored activities or have a parking permit reinstated after any applicable consequences, the student must be retested at the end of the period of suspension (at student's expense) and have a negative test result; following that, the student shall be retested on each random test dates for one calendar year so long as the student wishes to participate in extracurricular activities or park a vehicle on school property.

Appeals

A student or parent may appeal a decision made under this policy in accordance with FNG(LOCAL). The student shall be ineligible for participating in extracurricular activities or reinstatement of parking privileges while the appeal is pending.