

DRUG AND ALCOHOL USE BY STUDENTS

Code **JICH** Issued **3/13**

Purpose: To establish the basic structure for the board's prohibition of student drug and alcohol use.

No student, regardless of age, will possess, use, abuse, sell, purchase, barter, distribute or be under the influence of alcoholic beverages, controlled or non-controlled substances, legal or illegal which may cause or tend to cause an excessive stimulant or depressant effect on the central nervous system, a condition of intoxication, inebriation, excitement, stupefaction or dulling of the brain or nervous system, impairment to the structure or function of the body, an alteration of the mental state of the user, abnormal or disruptive behavior, or psychological or physical dependency in the following circumstances.

- On school property (including buildings, grounds, vehicles)
- At any school-sponsored activity, function or event whether on or off school grounds (including any place where an interscholastic athletic contest is taking place)
- During any field trip
- During any trip or activity sponsored by the board or under the supervision of the board or its authorized agents

No student will aid, abet, assist or conceal the possession, consumption, purchase or distribution of any alcoholic beverage, controlled or non-controlled substance, legal or illegal as described above by any other student or students in any of the circumstances listed above.

No student will market or distribute any substance which is represented to be or is substantially similar in color, shape, size or markings of a controlled substance or any drug paraphernalia (materials designed for use of or intended to be used for drug consumption) in any of the circumstances listed above.

All principals will cooperate fully with law enforcement agencies and will report to them all information that would be considered pertinent or beneficial in their efforts to stop the sale, possession and use of controlled substances.

The administration will suspend students who violate this policy and may expel them. The board intends to expel all students who distribute or possess any controlled or non-controlled, legal or illegal substances which produce mind altering effects on school grounds or at school events.

Adopted 4/3/78; Revised 10/5/98, 2/6/12; Issued 3/4/13

PAGE 2 – JICH – DRUG AND ALCOHOL USE BY STUDENTS

Legal references:

A. Alcohol:

1. S.C. Constitution
 - a. Article XVII, Section 14 – Must be over 21 to possess distilled liquors.
 - b. S.C. Code of Laws, 1976, as amended:
 - c. Section 16-17-530 – Students who come to school in an intoxicated condition or conduct themselves in a disorderly or boisterous manner could be arrested for a misdemeanor.
 - d. Section 59-67-150 – Drinking alcoholic liquors on a school bus is prohibited.
 - e. Section 20-7-370 – Must be 21 to possess fermented liquors.

B. Drugs:

1. S.C. Code, 1976, as amended:
 - a. Section 44-53-110 et seq. – Lists of illicit drugs.
 - b. Section 44-53-140 – Student addicted or dependent upon a drug may seek counseling concerning treatment or therapy from a guidance counselor or teacher without fear of legal action.
 - c. Section 44-53-370 – Unlawful for any person to possess scheduled drug unless obtained by valid prescription.
 - d. Section 44-53-440 – Person over 18 who distributes a controlled substance to person under 18 shall be guilty of felony and sentenced to no more than 20 years with no suspension or probation.
 - e. Section 44-49-80 – Establishment of drug abuse treatment program in public schools.