

Use of Alcohol, Drugs and Other Prohibited Substances

DRUGS, ALCOHOL AND OTHER PROHIBITED SUBSTANCES

No pupil shall purchase, possess, attempt to possess, use, be under the influence of, sell, or transfer any of the following on or about school property, at any location of a school-sponsored activity, or en route to or from school or a school-sponsored activity:

1. Alcoholic beverages;
2. Narcotics, drugs, controlled substances, prohibited drugs and substances and drug paraphernalia; and
3. Substances that "look like" narcotics, drugs, or controlled substances or substances that attempt to mask or hide the presence of narcotics, drugs, or controlled substances. In instances involving look-alike substances, there must be evidence of the student's intent to pass off the item as a controlled substance.
4. Mood altering substances (such as inhalants).

In addition, students shall not possess prescription drugs for the purpose of sale or distribution.

DEFINITIONS

Controlled substance means any substance or immediate precursor listed as a drug, narcotic, or controlled substance in Chapter 218A of the Kentucky Revised Statutes or any other substance added by regulation under [KRS 218A.010](#).

Prohibited drugs include, but are not limited to, any substance that an individual may not sell, possess, use, distribute or purchase under Federal or Kentucky law.

Prohibited substances include:

1. All prescription drugs obtained without authorization, and
2. All prohibited substances however taken or used, including but not limited to, inhaling, ingesting, and/or injecting. These include, but are not limited to, prescribed and over-the-counter drugs, prohibited volatile substances as defined in [KRS 217.900](#) or synthetic compounds/substances that are used or intended for use for an abusive and/or intoxicating purpose.

AUTHORIZED MEDICATION

Use of a drug authorized by and administered in accordance with a prescription from a physician or dentist shall not be considered in violation of this policy provided the drug is presented to the school office in its original container for dispensing. Student medications must be taken to school by a parent or guardian and logged with the office.

PENALTY

Violation of this policy shall constitute reason for disciplinary action including suspension or expulsion from school and suspension or dismissal from athletic teams and/or other school-sponsored activities and privileges.

Use of Alcohol, Drugs and Other Prohibited Substances**REPORTING**

Employees of the District shall promptly make a report to the local police department, sheriff, or Kentucky State Police, by telephone or otherwise, if they know or have reasonable cause to believe that conduct has occurred which constitutes the use, possession, or sale of controlled substances on the school premises or within one thousand (1,000) feet of school premises, on a school bus, or at a school sponsored or sanctioned event. In addition, when they have reasonable belief that a violation has taken place, Principals shall immediately report to law enforcement officials when an act has occurred on school property or at a school-sponsored function that involves student possession of a controlled substance on school property in violation of the law.

PREVENTION PROGRAM

The Superintendent shall establish a comprehensive and on-going drug-free/alcohol-free prevention program for all students which shall include notice to students and parents of the following:

1. The dangers of drug/alcohol/substance abuse in the schools;
2. The District's policies and related procedures on drug-free/alcohol-free schools;
3. The requirement for mandatory compliance with the District's established standards of conduct, including those that prohibit use of alcohol, drugs and other controlled and prohibited substances;
4. Information about available drug/alcohol counseling programs and available rehabilitation/student assistance programs; and
5. Penalties that may be imposed upon students for violations of this policy.

In addition to student prevention programs, teachers in grades six through twelve (6-12) will be given an opportunity to receive training in drug/alcohol awareness. A keener teacher awareness of drug abuse signs and symptoms, as well as methods of referral, will be a direct result of the training.

Educational seminars for parents/guardians that will address alcohol and other forms of drug use will be established in conjunction with other school programming. The central purpose of these sessions will be to provide parents/guardians with necessary information about drug abuse prevention.

DRUG TESTING PROGRAM

The purpose of the random student drug testing program is to protect students' well-being and prevent any threat to themselves and others. This program is intended to support the comprehensive educational policies and programs of the District in educating students and their parents/guardians as to the dangers inherent in the unlawful use of drugs/alcohol. Specific goals of the program are as follows:

1. To reassure students, parents, and the community that the health and academic progress of each of its students is the primary goal of the District;
2. To develop a drug-free extracurricular activities program and produce students who can serve as role models to influence peers to lead healthy and responsible lives;
3. To prevent drug use and abuse by students of the District;

Use of Alcohol, Drugs and Other Prohibited Substances**DRUG TESTING PROGRAM (CONTINUED)**

4. To provide counseling opportunities for any student who is determined to be using or abusing drugs.
5. To provide reasonable safeguards to help insure that every student grades 6-12 in the District is physically competent to participate in extracurricular activities and/or drive and park on school property.

Applicability: Students participating in extracurricular activities grades 6-12 and students who wish to drive to and from school shall participate in the District's student random drug-testing program. While not required, other students may voluntarily participate in the District's random drug-testing program upon receipt of parental consent and completion of all appropriate forms. Extracurricular activities are defined as athletic teams, marching band, competitive groups, school clubs or organizations not required by a class.

Testing Program: Testing shall be accomplished by the analysis of urine specimens obtained from the student. Collection and testing procedures shall be established, maintained, and administered to ensure:

1. Randomness of selection procedures;
2. Proper student identification;
3. Identification of each specimen with the appropriate student participant;
4. Maintenance of the unadulterated integrity of the specimen; and
5. Integrity of the collection and testing process, as well as the confidentiality of test results.

Implementation, Review, and Evaluation: All student participants and their parents/guardians (if the student is under the age of eighteen (18)) shall sign the *Student and Parent/Guardian Consent to Perform Urinalysis for Drug Testing* form before the student shall be permitted to try out for any extracurricular activity or be authorized to drive or park on school property. The Superintendent shall have the responsibility for implementing this policy. In implementing this policy, the Superintendent may seek input from school principals, coaches, athletic directors, the Title IV coordinator, the school health coordinator, counselors, the drug coordinator, parents or parent groups, local law enforcement officials, local health department officials, and any state agency officials.

The Superintendent shall devise procedures to implement this policy fairly and efficiently and shall comprehensively review and evaluate the effectiveness of the drug-testing policy on an annual basis for the Boyle County Board of Education.

Administrators shall not use information obtained in the course of administering the random student drug testing for disciplinary purposes other than those set forth herein. No student testing positive, refusing to test, refusing to cooperate with testing or otherwise being in violation with the drug testing program shall be penalized academically.

Use of Alcohol, Drugs and Other Prohibited Substances**NOTICE TO PARTICIPANTS**

A written copy of the random student drug-testing policy and corresponding procedures is contained in the high school and middle school Code of Conduct books provided to every student upon the start of school or enrollment of the student. Prior to tryouts, joining an extracurricular activity, or driving/parking on campus, parents and students shall be required to sign a statement indicating that they have read and understand and fully agree to be bound by the terms, conditions, and procedures under this policy.

A written copy of this policy and corresponding procedures can also be obtained from the District Web page under “Staff” then “District Policies” then “Chapter 9 – Students” and “Policy 09.423” and “Procedures 09.423.” www.boyle.kyschools.us

CONFIDENTIALITY

The Superintendent shall develop a process to reasonably ensure privacy during the taking of samples, security of samples once obtained, and designation of laboratory services that are accurate and reliable. Appropriate measures shall be taken to protect confidentiality throughout the testing process and in the handling of test results. Access to drug testing results shall be restricted on a need-to-know basis to those persons in positions designated by the Superintendent.

REFERENCES:

[KRS 158.150](#); [KRS 158.154](#); [KRS 158.155](#)

[KRS 160.290](#); [KRS 161.180](#)

[KRS 217.900](#); [KRS 218A.020](#); [KRS 218A.1430](#); [KRS 218A.1447](#)

[OAG 82-633](#); [OAG 93-32](#)

Clark County Board of Education vs. Jones, KY. App., 625 S. W. 2d 586 (1981).

Board of Ed. of Tecumseh Public School District, Independent School Dist. No. 92 of Pottawatomie Cty. v. Earls, ___ U.S. ___, 242 F.3d 1264 (2002)

RELATED POLICY:

09.2241

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