

DRUG TESTING POLICY

CO-CURRICULAR AND EXTRACURRICULAR ACTIVITIES

The Lowellville Local Board of Education Drug Testing Policy was formed because of a concern that alcohol and illicit drugs may be used by Lowellville School students. The Lowellville Local School Board of Education desires to implement a policy which will attempt to provide this district with safe and healthful student programs. This policy reflects the Lowellville Board of Education and the community's strong commitment to establish a truly drug and alcohol-free school. Because of the pervasive nature of drug use in our local schools, Lowellville Local Schools have selected student athletes, student drivers, students who participate in competitive extracurricular activities and students who, along with consent from their parents, volunteer to be tested for inclusion in the testing pool. This policy applies to all athletes, student volunteers and extracurricular activities from grades 7-12, including sixth grade students with a completed opt-in form.

PURPOSE OF THIS POLICY SHALL BE:

1. To provide a healthy and safe environment to all students participating in the athletic and extracurricular programs.
2. To discourage all students from using drugs and alcohol.
3. To encourage students to assume all responsibility for regulating their personal lives in ways that will result in their becoming healthful members of a team and worthy representatives of the school and community.
4. To provide students with the opportunity to become leaders in the student body for a drug free school.
5. To provide solutions for the student who does use drugs and alcohol.
6. To provide the school with positive guidelines and disciplinary policies for violations of the drug-free policy.
7. To encourage those students who participate in athletics, drive to school, opt-in and extracurricular programs to remain drug free and alcohol free.

The program does not affect the current policies, practices, or rights of the District regarding student drug and/or alcohol possession or use, where reasonable suspicion is established by means other than drug testing through this policy. The drug testing policy is designed to be non-punitive.

Students involved in extracurricular activities need to be exemplary in the eyes of the community and other students. The drug testing and education policy is designed to create a safe, drug free environment for students and assist them in getting help when needed. Although students risk the loss of continued participation in extracurricular activities, a student may be disciplined for a violation of this policy, subject to and if applicable per the Student Code of Conduct..

Students will not be penalized academically for testing positive for banned substances that occurred outside of school as determined by a thorough investigation.

Any student in grades six (6) through twelve (12) and his/her parent(s) or legal guardian(s) must first sign a drug testing registration/consent form in order to be eligible to participate in any one or combination of the following:

1. drive a motorized vehicle to school

2. driver education
3. athletics
4. extra-curricular activities other than athletics

DEFINITIONS

STUDENT ATHLETE

Any person participating in the Lowellville Local Schools athletic program and/or contests under the control and jurisdiction of the Lowellville Local Schools and/or the Ohio High School Athletic Association (OHSAA). This policy also includes cheerleaders.

EXTRACURRICULAR

Any activity of a competitive nature that does not involve a grade and is Board approved.

ATHLETIC SEASON

In-season start dates will begin as published by the Ohio High School Athletic Association or sanctioning organization and continue until the completion of awards programs for that sport for the Lowellville Local Schools. There are three athletic seasons: Fall, Winter, and Spring.

RANDOM SELECTION

A system of selecting students for drug and alcohol testing in which each student shall have a fair and equitable chance of being selected each time selections are required.

ILLEGAL/ILLCIT DRUGS

Any substance included in U.S.C. 802 (6), which an individual may not sell, offer to sell, possess, give, exchange, use, distribute, or purchase under State or Federal Law. This definition also includes all prescribed and over-the-counter drugs being used in any way other than for medical purposes in accordance with the directions for use provided for in the prescription or by the manufacturer. Tests may also include Nicotine and Steroids.

ALCOHOL

Any intoxicating liquor, beer, wine, mixed beverage, or malt liquor beverage as defined in the Ohio Revised Code Section 4301.01. The term "alcoholic beverage" includes any liquid or substance, such as "near beer" which contains alcohol in any proportion or percentage. The term "alcoholic beverage" does not include a substance used for medical purposes in accordance with directions for use provided in a prescription or by the manufacturer and in accordance with school district policy and rules related to the use of prescription and non-prescription drugs, provided the substance is a) authorized by a medical prescription from a licensed physician and kept in the original container, which shall state the student's name and directions for use or b) an over-the-counter medicine.

TYPES OF TESTING

TEAM TESTING

All eligible students will submit to urine and/or hair follicle drug and alcohol testing. The collection process will take place on school property or at a Board of Education approved testing facility. The Head Coach is responsible for ensuring that all student athletes and their parent/guardian/custodian properly sign the INFORMED CONSENT AGREEMENT prior to testing. Any student who was not previously tested by the District during the current twelve (12) month period may be tested at the time they join the applicable program.

RANDOM TESTING

In-session random testing is done throughout the season. Lowellville Local Schools may have up to 100% of its eligible students tested per random selection. A student may be tested more than once per season and/or if there is reasonable suspicion of violation of the Drug Testing Policy. In the event of a positive result, the specimen will be sent to a laboratory for confirmation of results and a certified Medical Review Officer will determine the results.

a. Random selection of student athletes:

The Superintendent, or their designee, will use a system to ensure that students are selected in a random fashion. This system may include computer generated random numbers or names or by pulling numbers from a pool of numbers equal to the number of eligible student athletes.

b. Scheduling of random testing:

Random testing will be unannounced. The day and date will be selected by the Superintendent, or their designee and confirmed with the building administrator. Random testing may be done at any time.

REASONABLE SUSPICION

A suspicion based on specific personal observations, including, but not limited to, appearance, speech, body odors, behavior, or other physical or observable traits of a student that creates a belief by the observer that a student is using or has been using drugs. Among other things, such facts and inferences may be based upon one or more of the following criteria:

- A. Observable phenomena, such as direct observation of drug use or the physical symptoms or manifestations of being under the influence of a drug, including but not limited to appearance, speech, body odors, behavior, or other physical or observable traits of the student. In the case of performing enhancing drugs or anabolic steroids, observable phenomena includes unusual increase in size, strength, weight, or other enhanced athletic abilities.
- B. Evidence that a student tampered with a drug test.
- C. Evidence that a student used, possessed, sold, solicited, transferred drugs while at school or while participating in any interscholastic athletic program or extracurricular activity.
- D. Inconclusive, adulterated, or suspect test results or drug tests that report test acceptability criteria have not been met.

DRUGS FOR WHICH STUDENTS MAY BE TESTED

The drugs students may be tested for include, but are not limited to: LSD, Alcohol, Marijuana, Amphetamines, Methadone, Anabolic Steroids, Methaqualone, Barbiturates, Nicotine (Tobacco), Benzodiazepines, Opiates, Cocaine, Propoxyphene (Darvon), or any substance included in U.S.C. 802 (6), which an individual may not sell, offer to sell, possess, give, exchange, use, distribute, or purchase under State or Federal Law. This definition also includes all prescribed and over-the-counter drugs being used in any way other than for medical purposes in accordance with the directions for use provided for in the prescription or by the manufacturer.

CONFIDENTIALITY

Because the selection and reporting process for the student tested is confidential, the selection, collection, chain of custody documentation and reporting of results are accomplished using identification number codes. District administration shall establish a master list of student's names and unique code numbers. The list is maintained in a secure and locked location. The Superintendent, building Principal, Athletic Director, and other designated personnel, are the only individuals who shall have access to the list. These code numbers are used to select the pool to be tested for random texting.

The testing vendor shall coordinate with appropriate District personnel to schedule students for the collection of urine and/or hair follicle samples.

A testing vendor representative and District administrator shall be present at the collection site for the purpose of coordinating the identification of the student to be tested and the assignment of the code number master list. From that point on, the code number is utilized for specimen identification and reporting. The collection site master list is used to record prescription and over the counter medication that the student has identified as used in the five (5) days prior to the collection.

The collection site master list is then used by the District administration to identify the test student's parents when positive, confirmed results or when inconclusive adulterated or suspected results are reported by identification number by the testing laboratory in accordance with this policy.

COLLECTION PROCESS

When a student is selected or directed to undergo a drug test pursuant to this policy, the student will be notified by the building principal or other designated school district personnel to report to the collection site. A urine and /or follicle specimen and/or mouth swab-will be collected from the student as follows

- A. All students are identified by the Designated Personnel or Principal at the collection site. No exceptions will be allowed.
- B. Drug testing area must be secured during the testing.
- C. Only lab technicians, designated school administrators and students will be witness to the test.
- D. Privacy of the test results will be kept for all students.
- E. The Designated Personnel is responsible for ensuring that all of the forms are completed and signed by both parent/guardian/custodian and student. No student is to enter the collection site until proper identifications are completed.
- F. When students arrive and cannot give a urine sample, they will need to start drinking water, pop or juice.
- G. No bags, backpacks, purses, cups, containers or drinks will be allowed to enter the collection area. All coats, vests, jackets, sweaters, hats, scarves or baggy clothing must be removed before entering the

collection site. Only pants and t-shirts or dresses may be worn in the collection area. Any infringement of the rules will result in the student taking the test over.

- H. Students processed by the lab technician who cannot produce a sample will be kept in a secured area to wait until they can test. If the student leaves this area, they will not be allowed to test and this will be considered a “refusal to test”. Students are not to have contact with anyone until after the sample is given.
- I. Prior to providing a sample, sStudents will be asked to hold out their hands and a sanitizer will be put on their hands or will wash hands with water. The bathroom personnel will add a dye to the toilet.
- J. Students will be asked to urinate directly into the collection cup given to them by the lab personnel. The lab technician will stand outside the stall and listen for normal sounds of urination.
- K. Any and all adulterations of the specimen will be detected and considered the same as a test refusal or first time infraction. (The lab checks every sample for adulteration, such as additives you drink or add to urine to change the sample.)
- L. Adulterations: We will treat adulterations and diluted samples as first-time offenses. They are not called positives but have the same consequences. A retest will be required within 24 hours.
- M. Any suspicion of tampering with the sample will be brought to the tester's attention. The sample will be screened or sent to the lab for immediate confirmation of tampering.
- N. The sample must be taken in one attempt and be at least 30 ml in size. The student must hand the cup to the lab technician.
- O. Students are not to flush the toilets or urinals. In the event that a student flushes the toilet he or she will be required to give a new sample immediately or the sample will be invalid.
- P. With a student watching, the lab technician will recap the sample and hand it to the student who must then return it to the intake technician. In the event that the student does not hand the cup AFT directly to the intake technician, the sample is invalid and a new sample must be taken. If the student leaves the collection area or has contact with anyone, the sample will be invalid and the student will have to give another sample.

This collection procedure is subject to change because of procedural requirements by the testing agency. The School Board reserves the right to change the collection procedure to coincide with the testing guidelines set forth by the testing agency.

When using rapid screens, all non-negative screens will be sent out with a chain of custody to a certified laboratory for confirmation. A Certified Medical Review Officer will verify the positive test.

Any student that tests positive will have to be tested weekly for the term of a six (6) week program with drug counseling at the expense of the student and or parent. Testing will be done by a reputable vendor/company that the school selects.

REFUSAL TO TEST

Refusal to submit to a random or reasonable suspicion test will constitute a violation of this policy and will be treated as a positive test result.

CONSEQUENCES OF A POSITIVE TEST RESULT OR OTHER VIOLATIONS

If a positive test occurs and it is determined that the violation did not occur on school property, during school hours and/or during a school related activity, then:

THE FIRST VIOLATION

For the first positive result, the student will be given the option of:

- The student will have to make an appointment with a certified chemical dependency counselor (or at an agency certified by the Ohio Department of Health or the Ohio Department of Alcohol and Drug Addiction Services) for a chemical dependency assessment and then follow the recommendations of the counselor. The parent/guardian/custodian is responsible for all expenses and for providing the Athletic Department with documentation that the athlete completed all recommendations of the counselor. The athlete will be denied participation for a minimum of 20% of the entire season. The parent/guardian/custodian and student will meet with the Athletic Director, the coach, and a building administrator to determine reinstatement. The student may be required, at the parent/guardian/custodian expense, to submit to weekly or random testing for the remainder of the current athletic season.

OR

- Denial of participation in interscholastic athletics for the remainder of the current season and for one calendar year.

THE SECOND VIOLATION

- The student is denied participation for one calendar year from the date of notification of the violation.

THE THIRD VIOLATION

- The student is permanently denied participation in all activities in the Lowellville Local Schools.

Violations of this policy are accumulative throughout the student's school career. (Grades 6-12)

CONSEQUENCES OF A POSITIVE TEST RESULT FOR STUDENT DRIVERS

Students who elect to secure a parking permit from the high school will be automatically entered into the random testing pool for the school year.

THE FIRST VIOLATION

Students testing positive for the first time will have his/her parking permit suspended for three (3) months of the school year and must participate in an assessment and meet the same requirements regarding reinstatement of his/her parking permit as described for the first offense for student athletes.

THE SECOND VIOLATION

-A second offense will result in the student being banned from parking in the parking lot for the remainder of the school year and the student is required to participate in an assessment and meet the same requirements regarding the reinstatement of his/her parking permit as described for the first offense for student athletes.

THE THIRD VIOLATION

A third offense will result in the student being banned from parking at the high school for the remainder of his/her high school career.

SELF REFERRALS

Students may take advantage of a self-referral procedure to seek information, guidance, counseling, and/or assessment regarding their use of alcohol and or drugs. A student is allowed two (2) voluntary referrals during their high school career. However, students may only use one (1) voluntary referral per school year.

Self-referrals can only happen before a test is done.

Counseling and additional testing are required and no other punitive action is taken.

LOWELLVILLE LOCAL SCHOOL DISTRICT INFORMED CONSENT AGREEMENT

STUDENT NAME _____

GRADE _____

AS A STUDENT:

- I understand and agree that participation in activities is a privilege that may be withdrawn for violations of the Lowellville Local Schools Drug Testing Policy.
- I have read the Drug Testing Policy and thoroughly understand the consequences that I will face if I do not honor my commitment to the Drug Testing Policy.
- I understand that when I participate in any District approved program I will be subject to initial and random urine and/or hair follicle and/or mouth swab drug & alcohol testing, and if I refuse, I will not be allowed to practice or participate in any activities. I have read the informed consent agreement and agree to its terms.
- I understand this agreement is binding while I am a student in the Lowellville Local Schools system.

STUDENT SIGNATURE

DATE

AS A PARENT/GUARDIAN/CUSTODIAN:

- I have read the Lowellville Local School District drug testing policy and understand the responsibilities of my son/daughter/ward as a participant in activities in the Lowellville Local School District.
- I pledge to promote healthy lifestyles for all students in the Lowellville Local School system.
- I understand that my son/daughter/ward, when participating in any athletic and/or curriculum related program, will be subject to initial and random urine and/or hair follicle and/or mouth swab drug and alcohol testing, and if he/she refuses, will not be allowed to practice or participate in any activities. I have read the informed Consent Agreement and agree to its terms.
- I understand this agreement is binding while my son/daughter/ward is a participant in athletics and/or curriculum related activities in the Lowellville Local School District.

PARENT/GUARDIAN/CUSTODIAN SIGNATURE

DATE

PARENT/GUARDIAN/CUSTODIAN PRINTED NAME
INFORMED CONSENT AGREEMENT

DATE

We hereby consent to allow the student named on the reverse side to undergo urinalysis and/or hair follicle and/or mouth swab testing for the presence of illicit drugs, alcohol, or banned substances in accordance with Policy and Procedures for Drug Testing of the Lowellville Local School District.

We understand that testing will be administered in accordance with the guidelines of the Lowellville Local School District Drug Testing Policy for students.

We understand that any urine and/or hair and/or mouth swab sample taken for drug testing will be tested only by a Board approved company.

We hereby give our consent to the company selected by the Lowellville Local School Board of Education, its employees, or agents, together with any company, hospital, or laboratory designated to perform urinalysis and/or hair follicle and/or mouth swab testing for the detection of drugs.

We further give our consent to the company selected by the Lowellville Local School Board of Education, its employees, or agents, to release all results of these tests to designated School District employees or agents. We understand that these results will also be available to us upon request.

I, the student, hereby authorize the release of the results of such testing to my parent/guardian/custodian.

We hereby release the Lowellville Local School Board or Education, its employees or agents from any legal responsibility or liability for the release of such information and records.

This will be deemed a consent pursuant to the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. 1232g as amended, and the Ohio Revised Code 3319.321, for the release of the test results as authorized by the Informed Consent Agreement or as required by law.

We understand that if any portion of this Informed Consent Agreement and/or Policy is ruled to be illegal due to conflict with State or Federal law, the remainder of this Informed Consent Agreement and/or Policy shall remain in full force and effect.

“OPT IN” STUDENT DRUG TESTING PROGRAM

Great Lakes Biomedical is pleased to provide affordable access to student drug testing at the request of the parents or legal guardian. With our Opt In student drug testing program we allow students not currently involved with extracurricular activities, as requested by parents within our school districts, to participate in the district’s random student drug testing program. Results are 100% confidential and reporting goes directly to the parents.

How the program works

- The parent/guardian can obtain our Opt In student drug testing consent within your district's office.
- Read and sign the Informed Consent Agreement. The student must also sign this agreement.
- Turn in the signed agreement and payment for the cost of the student drug testing. Identification of students may be required at the time of testing.
- Upon completion of the testing, the Medical Review Officer will finalize results and will notify the parent/guardian of any positive testing results. Results will not be released to any other party without written consent of the parent/guardian.
- If a positive test result occurs, the parent/ guardian may request counseling or follow up testing within the program.

Our Opt In program is available to any student who is enrolled within the district. Great Lakes Biomedical will not attempt to diagnose substance abuse problems. We only want to provide another tool to parents and guardians in making informed decisions on what might need to be done to help their children.