

Prohibited Substances and Paraphernalia

Section A - Introduction

The Board of Education of District #225 views the presence and use of prohibited substances as a significant impediment to student learning, positive social development, responsible citizenship, and safety. Furthermore, the Board believes that parents, guardians and students should expect a school environment free of prohibited substances, influences of prohibited substances, and of prohibited substance paraphernalia. The purpose of this policy is to foster an environment that is conducive to learning and free of prohibited substances within the jurisdiction of the school.

Section B – Jurisdiction

The provisions of this policy shall be in force:

1. In any physical area on or attendant to school or District property;
2. At any school or District-sponsored or related activities, performances, extracurricular and athletic events;
3. During school or District-sanctioned or provided travel and transportation; and
4. At any other activity or event, if the administration determines that the incident bears a connection to, or impact on the school, safety at school, or is disruptive to the educational environment.

Section C – Definition of Terms

1. The term “prohibited substance” is defined as:
 - a. Any alcoholic substance as defined in The Liquor Control Act of 1934 (235 ILCS 5/1-1 et seq.);
 - b. Any controlled substance listed under the Illinois Controlled Substances Act (720 ILCS 570/100 et seq.);
 - c. Cannabis (as defined in Illinois’ Cannabis Control Act - 720 ILCS 550/3(a)) regardless of whether it has been prescribed;
 - d. Any look-alike, counterfeit, or synthetic substances, including a substance not containing a prohibited or controlled substance, but one:
 - i. that a student reasonably believes to be, or represents to be, a prohibited or controlled substance; or
 - ii. about which a student engaged in behavior that would lead a reasonable person to believe that the student expressly or impliedly represented to be a prohibited or controlled substance; or
 - iii. which is further defined in 720 ILCS 570/102(y);
 - e. Any drug paraphernalia (as defined in 720 ILCS 600/2(d));
 - f. Any anabolic steroid (as defined in 720 ILCS 570/102(c-1)) unless possessed or used pursuant to a prescription from a duly licensed physician or prescriber;
 - g. Any performance-enhancing substance on the Illinois High School Association’s most current banned substance list;
 - h. Any compound, liquid, or chemical, regardless of whether it contains a prohibited substance, that:
 - i. is ingested, inhaled, or used for the purpose of inducing a condition of intoxication, stupefaction, depression, giddiness, paralysis, or irrational behavior

- or in any manner distorting, or disturbing the auditory, visual, or mental process;
or
- ii. is further defined in 720 ILCS 690/1; and any drug, when such drug is used, possessed, distributed, purchased, or sold in a manner inconsistent with the prescription and/or the prescribed purpose.
2. The term “use” is defined as having consumed, exhibited any evidence of consumption, or participated in a plan to consume regardless of taking place within the Jurisdiction.
 3. The term “possession” is defined as having control, custody, or care, currently or in the past, of an item, including situations in which the item is:
 - a. on the student’s person;
 - b. contained in another item belonging to, or under the control of, the student, such as in the student’s clothing, supplies, backpack, or automobile;
 - c. in a school locker, desk, or other school property; or
 - d. at any location mentioned within the Jurisdiction.
 - e. students who are under the influence of any prohibited substance are treated as though they have the prohibited substance, as applicable, in their possession.
 4. The term “consideration” is defined as something bargained for, which motivates a person to do something – including, but not limited to, money, an act, a forbearance, or a return promise.
 5. The term “distribution” is defined as the actual, constructive or attempted transfer of possession from one person to another regardless of whether consideration is exchanged.
 6. The term “receipt” is defined as the acceptance of the actual, constructive or attempted transfer of possession from one person to another regardless of whether consideration is exchanged.
 7. The term “purchase” is defined as obtaining possession by providing consideration.
 8. The term “sale” is defined as the actual, constructive or attempted transfer of possession from one person to another with evidence of consideration.
 9. The term “drug” is defined as medication that has been prescribed to a specific person by a licensed physician or prescriber.
 10. A drug or substance, with the exception of cannabis as mentioned in paragraph 1(c) above, shall not be considered a “prohibited substance” when the drug or substance is prescribed by a licensed physician or prescriber provided said drug or substance is used consistent with the licensed physician or prescriber’s instructions.
 11. The term “egregious conduct” includes, but is not limited to, any of the following:
 - a. The distribution, use, receipt or possession of a prohibited substance coupled with the threat of infliction of physical harm;
 - b. The sale of a prohibited substance;
 - c. The purchase of a prohibited substance;

- d. The distribution, receipt, use, or possession of a prohibited substance coupled with any other prohibited conduct or violation of any other District policy; or
- e. The distribution, receipt, use, or possession of a prohibited substance coupled with conduct which endangers or has the potential to endanger the health or safety of others with or without the consent of the recipient.
- f. Violation of this policy along with that of another board policy.

Section D – Violations and Consequences

The administration is directed to take the following action regarding the use, possession, distribution, receipt, purchase, or sale of any prohibited substance as defined in Section C.

The building administration will review incidents of possible violations of this policy and implement due process and any necessary investigation. If the charges are found to be valid, violations of this policy will be processed in accordance with the Policy and Procedures for Board Policy 7:191: Disciplinary Action Relative to Student Misconduct and the procedures as outlined in the Parent/Guardian and Student Handbook.

Section E – Procedures and Interventions

The Administration is authorized by the Board to develop intervention procedures and procedures for administering penalties for any violation of this policy in accordance with the procedures of Policy 7:191: Disciplinary Action Relative to Student Misconduct.

Section F – Enumeration of Offenses

Offenses shall be cumulative over the student's high school years.

Section G – Substance Abuse Education

The Board of Education directs and authorizes the Superintendent or designee to develop programs of education on the subject of prohibited substance possession and use and to establish procedures for their implementation.

Section H – Reporting of Substance Abuse

Employees of the District who have reasonable suspicion or who witness an act they believe to be a violation of this policy on school premises or off school premises, or at school-sponsored or school-connected events shall immediately report the incident with the name of each student involved to the dean of students.

Section I – Cooperation with Law Enforcement Agencies

The staff and administration are directed to communicate and cooperate with law enforcement agencies in matters relating to a violation of this policy in accordance with Reciprocal Reporting Agreements approved by the Board and the respective Villages.

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