

STUDENT RIGHTS AND RESPONSIBILITIES
INVESTIGATIONS AND SEARCHES

FNF
(REGULATION)

**Searches of
Students—
Reasonable
Suspicion**

A District search of a student may occur only when the student is on District premises, or while the student is attending a school-sponsored or school-related event, either on or off school property.

Any search of a student will be conducted by an authorized District official who is of the same sex as the student and, when feasible under the circumstances, will be witnessed by at least one other official who is of the same sex as the student.

The following rules will apply when any District official searches a student:

1. Authorized District officials may search a student whenever the student consents to such a search; however, consent will not be obtained through threats or coercion.
2. In the absence of consent, a search may occur when a District official has reasonable suspicion that searching a student's person or personal item will reveal evidence of a violation of the Student Code of Conduct. For example, district officials may conduct a reasonable-suspicion based search for:
 - a. Alcohol;
 - b. A prohibited weapon;
 - c. Controlled substances or illegal drugs as defined by law;
 - d. Stolen property;
 - e. Any other item that has been or may reasonably be expected to be disruptive of school operations; or
 - f. Any other item for which possession by a student is listed as a violation of the Student Code of Conduct.
3. If the search yields contraband, authorized personnel have the authority to detain the student and to preserve any contraband seized.

**Searches of
Vehicles—
Reasonable
Suspicion**

If a vehicle subject to search is locked, the student will be asked to unlock the vehicle. If the student refuses, the District will contact the student's parents. If the parents also refuse to permit the vehicle to be searched, the District may contact local law enforcement officials and turn the matter over to them.

Parent Notification

When feasible under the circumstances, the District will notify a student's parent or guardian if any prohibited item is found in District property assigned to a student, in a student's vehicle parked on school property, or on the student's person or personal property as a result of a search conducted in accordance with this policy.

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Disciplinary Action	Any student found to be in possession of an item prohibited in the Student Code of Code will be subject to disciplinary action in accordance with the Student Code of Conduct.
Use of Metal Detectors	In order to maintain a safe and disciplined learning environment, the District reserves the right to subject students to metal detector searches when entering a District campus and at off-campus, school-sponsored activities.
Random Drug-Testing Policy	The District shall require random drug testing of any student in grades 7–12 who chooses to participate in school-sponsored extra-curricular activities, drive and/or park a vehicle on school campus, or attend prom.
Covered Activities	School-sponsored extracurricular activities for which testing is required include all school-sponsored extracurricular activities.
Scope	A student participating in these activities, driving and/or parking on school campus, or attending prom may be tested for the presence of illegal drugs and alcohol randomly throughout the year.
Purpose	The purpose of the drug-testing program is to: <ol style="list-style-type: none">1. Deter student use of illegal and performance-enhancing drugs or alcohol.
Distribution of Policy	The District will provide each parent and student a copy of the drug-testing policy, procedures, and consent form prior to the student's participation in an affected extracurricular activity, driving and/or parking on school campus, or attending prom.
Orientation Meetings	When requested, the District will conduct meetings with parents and interested student participants during which District employees shall explain the drug-testing program; review the policy, procedures, and consent form. An educational presentation on the harmful effects of drug and alcohol abuse shall be provided to students as part of the District's yearly educational program.
Consent	Before a student is eligible to participate in school-sponsored extracurricular activities, driving and/or parking on school campus, or attending prom, the student will 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 will also sign a consent form. If appropriate consent is not given, the student will not be allowed to participate in extracurricular activities, will not receive driving or parking privileges on District property, and will not be permitted to attend prom.

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Use of Results	<p>Drug-testing results will be used only to determine eligibility for participation in extracurricular activities, driving and/or parking on school campus, and prom attendance. Positive drug test results will not be used to impose disciplinary sanctions or academic penalties.</p> <p>Nevertheless, nothing in this policy will limit or affect the application of state law, local policy, or the Student Code of Conduct. A student who commits a disciplinary offense will be subject to consequences in accordance with the Student Code of Conduct.</p>
Confidentiality	<p>Drug-testing results will be confidential and will be disclosed only to the student, the student's parents, and designated District officials who need the information to administer the drug-testing program. Drug-testing results will not be maintained with a student's academic record. Results will not be otherwise disclosed except as required by law.</p>
Testing Laboratory	<p>The Board will contract with a certified drug-testing laboratory to conduct testing of students' biological samples.</p> <p>Testing laboratories will not release statistics regarding the rate of positive drug tests to any person or organization without consent of the District.</p>
Substances for Which Tests Are Conducted	<p>The District will make available to students and parents a list of the exact substances for which tests will be conducted. This list is subject to change without notice.</p>
Collection Procedures	<p>Personnel from the drug-testing laboratory will collect urine samples under conditions that are no more intrusive than the conditions experienced in a public restroom. When selected for testing, a student will be escorted to the school's testing site by a District employee and will remain under employee supervision by an employee of the same sex until the student provides the required sample.</p>
Random Testing	<p>Random tests will be conducted throughout the school year.</p> <p>The third party drug-testing laboratory will use a random selection method to identify students chosen for random testing. Students will not receive prior notice of the testing date or time.</p>
Refusal to Test or Tampering	<p>A student who refuses to be tested when selected or who is determined to have tampered with a sample will be deemed to have a positive test result and will be subject to the appropriate consequences.</p>

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Confirmation of
Positive Results

An initial positive test will 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 will notify the student, the student's parent if the student is under the age of 18, and the coach or sponsor of the extracurricular activity, as applicable.

Should the student be a medication that triggers a positive, Pinnacle Medical Management will contact the family for prescription information. The student or parent will have five school days following the notification to provide a medical explanation for a positive result.

Retesting

If the student wishes to return to participation in extracurricular activities, driving and/or parking on District property, or attending prom after any applicable consequences, the student must be re-tested at the first available random test following the period of suspension and have a negative test result.

Drug Abuse
Prevention
Consequences

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

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

First Offense

Upon a first offense of receiving a confirmed positive drug test, a student will be suspended from any school-sponsored extracurricular activity, driving and parking on District property, or attending prom for **30** school days following the date the student and parent are notified of the test results.

During the period of suspension, the student will not be permitted to participate in any competition, contest, scrimmage, performance, or election associated with an extracurricular activity.

Second Offense

Upon a second offense of receiving a confirmed positive drug test, a student will be suspended from any school-sponsored extracurricular activity, driving and parking on District property, or attending prom for **45** school days following the date the student and parent are notified of the test results.

During the period of suspension, the student will not be permitted to participate in any competition, contest, scrimmage, performance, or election associated with an extracurricular activity.

Third Offense

Upon a third offense of receiving a confirmed positive drug test, a student will be suspended from participation in any school-sponsored extracurricular activity, driving and parking on District property, or attending prom for a period of **one calendar year** following

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the date the student and parent or guardian are notified of the positive test results.

During the period of suspension, the student will not be permitted to participate in any competition, contest, scrimmage, performance, or election associated with an extracurricular activity.

*End-of-Semester
Suspensions*

If a student's suspension from participation in extracurricular activities or driving and/or parking on District property is not completed by the end of the semester, the student will complete the assigned period of suspension during the following semester or during the first semester of the following school year.

Appeals

A student or parent may appeal a decision made under this policy in accordance with FNG(LOCAL). The student will be ineligible for participation in any competition, contest, scrimmage, performance, or election associated with an extracurricular activity, parking or driving on District property, or attending prom while the appeal is pending.