



WESTCHESTER

MIDDLE SCHOOL

DUNELAND SCHOOL CORPORATION

EXTRACURRICULAR ACTIVITIES, ATHLETICS AND STUDENT DRIVER DRUG TESTING PROGRAM (GRADES 7-12)

The Duneland School Corporation is committed to providing a safe and orderly learning environment. Concerted effort has been taken to secure the facilities and manage the behavior of the student population. However, an ominous intruder, substance abuse, also presents a serious risk to the safety and well being of the school community.

In an effort to address this concern, a program of deterrence will be instituted as a proactive approach to the maintenance of a drug-free school. Because substance abuse poses such an immediate threat to student drivers and because students involved in extracurricular activities and athletics represent Duneland and are expected to set positive examples for their peers, a program of deterrence will be instituted as a pro-active approach to a drug-free school and student well-being.

Purpose

The purpose of this program is three fold: (1) to provide for the health and safety of students; (2) to undermine the effects of peer pressure by providing a legitimate reason for students to refuse to use drugs detrimental to their health; and (3) to encourage students who use drugs to participate in drug treatment programs.

Introduction

The program does not affect the current policies, practices or rights of the Duneland School Corporation 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 program is non-punitive. It is designed to create a safe, drug free environment for students and assist them in getting help when needed. No student shall be expelled or suspended from school as a result of any certified "positive" test

conducted by his/her school under the Extracurricular Activities, Athletics, and Student Driver Drug Testing Program.

No student will be penalized academically for testing positive for banned substances. The results of drug tests pursuant to this policy will not be documented in any student academic record. Information regarding the results of drug tests will not be disclosed to criminal or juvenile authorities in the absence of legal compulsion by valid and binding subpoena or other legal processes, which the Duneland School Corporation Board of School Trustees will not solicit. In the event of service of any such subpoena or legal process, the student and the student's custodial parent, legal guardian, or custodian will be notified at least forty-eight (48) hours before response is made by the Duneland School Corporation Board of School Trustees, to the extent permitted by such subpoena or legal process.

Supporting Data

Random urine drug testing of a public school interscholastic athlete has been upheld by the United States Supreme Court in the case of *Veronia School District 47J (Oregon) v. Acton*.

Congressional findings in the Safe and Drug-Free Schools and Communities Act of 1994 [20 United States Code 7101 et seq.] Indiana Code directs this School Corporation to plan for and maintain drug free schools.

Indiana Code directs this School Corporation to provide instruction concerning the harmful effects of illegal drugs.

Indiana Code sets forth health measures to be implemented by school officials and establishes the responsibility of schools to assist children found to be ill or in need of treatment.

Scope

This policy applies to all Duneland School Corporation students in grades 7-12 who are issued student parking permits and/or who participate in school sponsored extracurricular activities and/or athletics. These programs are privileges afforded to our students.

Drug Education

Each prospective participant shall receive a copy of this policy and the policy will be

explained to him/her at that time. Students will receive information as to where they can seek professional help, if needed, for a use or abuse problem.

Consent Form

It is mandatory that each student in grades 7-12, prior to being issued a parking permit or allowed to participate in extracurricular activities or athletics, sign and return the Extracurricular/Driving Consent Form (Form 5530.01). Failure to comply will result in non- participation.

Such students shall be provided with a "consent form" which shall be dated and signed by the participant and by the parent/guardian. In doing so, the student is consenting to participate in the drug-testing program at Duneland School Corporation.

Banned Substances

For the purpose of this policy, the following substances or their metabolites that can be tested are considered illicit or banned for Duneland School Corporation students.

Alcohol	Amphetamines	Anabolic Steroids*
Barbiturates	Benzodiazepines	Cocaine Metabolites
LSD	Marijuana Metabolites	Methadone
Methaqualone	Propoxyphene	Opiates
Phencyclidine	Other Illegal Drugs	

* May be tested

Testing Procedures

A. The selection of participants to be tested will be done randomly by the principal/principal's designee or the testing company. Selections will be made from time to time throughout the school year. Names will be drawn from one (1) large pool of those agreeing to be tested. Testing may occur on a different day, Monday through Friday. This variable schedule will keep students conscious of the possibility of being tested at any time during the year. Each student will be assigned a number that will be placed in the drawing.

B. No student will be given advance notice or early warning of the testing. In addition, the chain of custody procedure will be observed to eliminate invalid tests or outside

influences.

C. Upon being selected for a urinalysis test under this policy, a student will be required to provide a sample of "fresh" urine according to the quality control standards and policy of the laboratory conducting the urinalysis.

D. All students will remain under school supervision until they have produced an adequate urine specimen. If unable to produce a specimen, the student will be given up to twenty-four (24) ounces of fluid. If still unable to produce a specimen within two (2) hours, the student will be taken to the principal's office and told s/he is no longer eligible for any of the extracurricular activities, athletics or a parking permit. In addition, the parent/guardian will be telephoned and informed that the student is unable to produce a sample for the testing procedure and that s/he may be tested at a later date to be reinstated for eligibility.

E. All specimens registering below 90.5 degrees or above 99.8 degrees Fahrenheit will be invalid. There is a heat strip on each of the specimen bottles indicating the validity of the urine specimen by temperature. If this occurs, another specimen must be given by the student.

F. If it is proven that tampering or cheating has occurred during the collection, the student will become ineligible for extracurricular activities, athletics or a parking permit for the remainder of the school year. This will be reported to the parent/guardian.

G. Immediately after the specimen is taken, the student may return to class with an admit slip or pass with the time s/he left the collection site. The principal/principal's designee must time and sign the pass.

H. The specimens will then be turned over to the testing laboratory. Each specimen will be tested for the banned substances listed in this policy. Also, "performance enhancing" drugs such as steroids may be tested.

I. The laboratory selected must follow the standards set by the Department of Health and Human Services. It must be certified under the auspices of the Clinical Laboratory Improvement Act (CLIA) and the Joint Commission of Accreditation of Healthcare Organizations (JCAHO).

Chain of Custody

A. The certified laboratory will provide training and direction to those who supervise the testing program, set up the collection environment, and guarantee specimens and supervise the chain-of-custody. To maintain anonymity, the student's number, not name,

will be used.

B. The principal/principal's designee will be responsible for escorting the student to the collection site. The student should bring all materials with him/her to the collection site and should not be allowed to go to his/her locker. The principal/principal's designee should not bring all the students drawn from the pool to the collection site simultaneously.

C. Before the student's urine is tested by the laboratory, the student must fill out, sign and date any form which may be required by the testing laboratory. If a student chooses, s/he may notify the principal/principal's designee that s/he is taking a prescription or other medication.

D. A sanitized kit containing two (2) specimen bottles will be given to each student. The bottles will remain in the student's possession until a seal is placed upon each bottle. The student will sign that the specimen has been sealed. The seals may be broken only by the lab testing the specimen.

E. If the seals are tampered with or broken after leaving the student's possession and prior to arriving at the lab, the specimen is invalid. The student will be called again as soon as possible to submit another sample. The student will remain eligible subsequent to a retest.

F. The student will be instructed to remove all coats and wash his/her hands prior to entering the restroom. The commode will contain a blue dye so the water cannot be used to dilute the sample and the faucets will be shut off. The door will be closed so that the student is by himself/herself in the restroom to provide a urine specimen. The student will have two (2) minutes to produce a urine specimen.

G. After it has been sealed, the specimen will be transported to the testing laboratory by lab personnel. The testing laboratory will report the results back to the principal/principal's designee.

H. In order to maintain confidentiality, the bottles which contain the urine specimen to be tested will not have the name of the student on them. Instead, the student's random identification number will appear on the containers. Also, the results sheet for the urinalysis will be mailed back to the principal/principal's designee with no name attached; only the student's random identification number will appear on the results sheet.

Test Results

A. This program seeks to provide needed help for students who have a certified "positive test".

B. The principal/principal's designee will be notified of a student testing "positive". The testing laboratory will notify the student and his/her parent/guardian. The student or his/her parent/guardian may submit any documented prescription, explanation, or information which will be considered in determining whether a "positive" test has been satisfactorily explained. In addition, the student or parent/guardian may appeal by requesting that the urine specimen be tested again by the certified laboratory. The cost of a retest will be the financial responsibility of the student or his/her parents/guardians.

C. If the test is verified "positive", The student's parent/guardian and student will be promptly invited to attend a Positive Life Program meeting. Please see the student handbook regarding specifics. The student and parent/guardian will be given the names of counseling and assistance agencies that the family may want to contact for help.

D. A "follow up" test will be requested by the principal/principal's designee after such an interval of time that the substance previously found would normally have been eliminated from the body. If this "follow up" test is negative, the results will be shared with the student's parent/guardian. If a second "positive" result is obtained from the "follow up" test, or any later test of that participant, the results will be shared with the principal or his/her designee to be referred to the Positive Life Program. A second "positive" result will be considered a second violation of the Positive Life Program. In addition, the Duneland School Corporation reserves the right to continue testing at any time randomly during the remaining school year. any participating student who tested "positive" and did not make a satisfactory explanation.

E. Information on a certified "positive" test result will be shared on a "need to know" basis with the student's principal, coach or sponsor. The results of "negative" tests will be kept confidential to protect the identity of all students being tested.

F. Drug testing result sheets will be returned to the principal/principal's designee identifying students by number and not by name. Names of students tested will not be kept in open files or on any computer. Result sheets will be locked and secured in a location that is only accessible to the principal/principal's designee and separate from the student's regular file.

Financial Responsibility

A. Under this policy, Duneland School Corporation will pay for all initial random drug tests, all initial reasonable suspicion drug tests, and all initial "follow up" drug tests.

B. A request on appeal for another test of a "positive" urine specimen is the financial responsibility of the student or his/her parent/guardian.

C. Counseling and subsequent treatment by non-school agencies is the financial responsibility of the student or his/her parent/guardian.

Confidentiality

Under this drug testing program, any staff, coach, or sponsor of Duneland School Corporation who has knowledge of the results of a drug test will not divulge to anyone the results of the test or the disposition of the student involved unless legally subpoenaed. Once again, this will underscore the Duneland School Corporation's commitment to confidentiality with regard to the program.

The testing laboratory may not release any statistics on the rate of positive drug tests to any person, organization, or media without the written consent of the Duneland School Corporation. However, the lab will provide the building principal with a quarterly report indicating the number of tests performed, rate of positive and negative tests, and what substances were found in the positive urine specimens.

