ROSEVILLE AREA SCHOOLS
Independent School District No. 623

Policy 406: Drug Free Workplace Drug Free Schools

1.0 Purpose

The purpose of this policy is to maintain a safe and healthful environment for employees and students by prohibiting the use and possession of alcohol, toxic substances, medical cannabis, nonintoxicating cannabinoids (including edible cannabinoid products), and controlled substances without a physician's prescription.

2.0 General Statement of Policy

2.1. Use or possession of alcohol, toxic substances, medical cannabis, and nonintoxicating cannabinoids (including edible cannabinoid products), and controlled substances before, during, or after school hours, at school or in any other school location, is prohibited as general policy. Paraphernalia associated with controlled substances is prohibited.

2.2 It shall be a violation of this policy for any student, teacher, administrator, other school district personnel, or member of the public to use or possess alcohol, toxic substances, cannabis products, lower-potency hemp edibles, hemp-derived consumer products, medical cannabis, nonintoxicating cannabinoids (including edible cannabinoid products), or controlled substances in any school location, including all facilities whether owned, rented, or leased, and all vehicles that the school district owns, leases, rents, contracts for, or controls.

2.3 The school district will implement a comprehensive education program on cannabis use and substance use, including but not limited to the use of fentanyl or mixtures containing fentanyl, for students in middle school and high school in accordance with Minnesota Statutes, section 120B.215, subdivision 1 and subdivision 2. This comprehensive education program will:

2.3.1 respect community values and encourage students to communicate with parents, guardians, and other trusted adults about cannabis use and substance use, including but not limited to the use of fentanyl or mixtures containing fentanyl; and

2.3.2 refer students to local resources where students may obtain medically accurate information about cannabis use and substance use, including but not limited to the use of fentanyl or mixtures containing fentanyl, and treatment for a substance use disorder.

3.0 Definitions

3.1 “Alcohol” includes any alcoholic beverage containing more than one-half of one percent alcohol by volume.

3.2 “Controlled substances” include narcotic drugs, hallucinogenic drugs, amphetamines, barbiturates, marijuana, anabolic steroids, or any other controlled substance as defined in Schedules I through V of the Controlled Substances Act, 21 United States Code section 812, including analogues and look-alike drugs.

3.3 “Edible cannabinoid product” means any product that is intended to be eaten or consumed as a beverage by humans, contains a cannabinoid in combination with food ingredients, and is not a drug.

3.4 “Nonintoxicating cannabinoid” means substances extracted from certified hemp plants that do not produce intoxicating effects when consumed by any route of administration.

3.5 “Medical cannabis” means any species of the genus cannabis plant, or any mixture or preparation of them, including whole plant extracts and resins, and is delivered in the form of: (1) liquid, including, but not limited to, oil; (2) pill; (3) vaporized delivery method with use of liquid or oil but which doesn’t require the use of dried leaves or plant form; (4) combustion with use of dried raw cannabis; or (5) any other method approved by the commissioner.

3.6 “Toxic substances” includes: (1) glue, cement, aerosol paint, containing toluene, benzene, xylene amyl nitrate, butyl nitrate, nitrous oxide, or containing other aromatic hydrocarbon solvents, but does not include glue, cement, or paint in a packaged kit for the construction of a model automobile, airplane, or similar item; (2) butane or a butane lighter; or (3) any similar substance declared to be toxic to the central nervous system and to have a potential for abuse, by a rule adopted by the commissioner of health.

3.7 “Use” includes: the sale, purchase, manufacture, distribution, dispensation, possession, use of, or to be under the influence of alcohol and/or controlled substances, whether or not for the purpose of receiving remuneration or consideration.

3.8 “Possess” means to have on one’s person, in one’s effects, or in an area subject to one’s control.

3.9 “School location” includes any school building or on any school premises; in any school-owned vehicle or in any other school-approved vehicle used to transport students to and from school or school activities; off school property at any school-sponsored or school-approved activity, event, or function, such as a field trip or athletic event, where students are under the jurisdiction of the school district; or during any period of time

such employee is supervising students on behalf of the school district or otherwise engaged in school district business.

4.0 Violations of Policy

4.1 The School District will act to enforce this policy and to discipline or take appropriate action against any student in accordance with Policy 520: Student Discipline.

4.2 Discipline for any violation of this policy by any teacher, administrator, or school personnel will be consistent with requirements of applicable collective bargaining agreements, Minnesota or federal law, and school district policies.

4.3 A member of the public who violates this policy shall be informed of the policy and asked to leave. If necessary, law enforcement officials will be notified and asked to provide an escort.

5.0 Exceptions

It shall not be a violation of this policy for a person to bring onto a school location, for such person's own use, a controlled substance which has a currently accepted medical use in treatment in the United States and the person has a physician's prescription for the substance. The person shall comply with the relevant procedures of this policy.

6.0 Event-Entry Alcohol Screen for Students

6.1 Attendance at designated School District-sponsored events, such as prom, homecoming and other dances, graduation celebrations, and extracurricular events are voluntary. As a condition of attendance, upon arrival at a School District-sponsored event, students may be required to undergo alcohol screening using a passive alcohol sensor device administered by School District personnel. A student who tests positive for alcohol or declines the screening will be denied admission and will be released to their family. If a student's family is unavailable to transport a student, the School District personnel may contact law enforcement for transportation to the student's residence.

6.2 The purpose of event-entry screening is to promote the health and safety of students by deterring the use of alcohol and to prevent impaired students from presenting a risk of harm to themselves or others. A student who tests positive may be referred to student support services or chemical health resources, as appropriate. Students who test positive are subject to the mandatory penalties under the Minnesota High School League Bylaws. Also, while a positive test result will not automatically result in disciplinary action against a student, the School District may impose disciplinary action pursuant to Policy 520 when warranted by the student's misconduct.

6.3 Information obtained through screening shall be treated as private student data to the extent required by the Minnesota Government Data Practices Act and the Family Educational Rights and Privacy Act. Results shall be disclosed only to individuals within the School District with a legitimate educational interest or as otherwise permitted by law.

6.4 The School District shall provide notice to students and their families of the events at which students will be subject to event-entry alcohol screening. Such notice shall include the purpose of screening; the screening procedures; and the consequences of declining the screening or a positive test result.

6.5 Event-entry alcohol screening does not limit the authority of School District personnel to act, including utilization of a passive alcohol sensor device, during a School District-sponsored event when there is a reasonable suspicion that a student is under the influence of alcohol or another controlled substance.

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