

STUDENT ACTIVITIES DRUG-TESTING GUIDELINES JASPER R-V SCHOOL DISTRICT

Approved by the Jasper R-V Board of Education: Date 05/22/2008
Effective: Starting the 2008-2009 School Year

STATEMENT OF PURPOSE AND INTENT

For the safety, health, and well being of the students of the Jasper R-V School District, the district has adopted this policy for R-V students who participate in off-season and in-season extracurricular activities in grades 7-12 as enumerated below.

It is the desire of the Board of Education, administration and staff that every student in the District refrains from using, possessing or distributing illegal drugs. Substance abuse prevention programs have been utilized in the District in all grades, Kindergarten through grade twelve. Instruction is provided for drug abuse prevention in health, counseling and science classes as appropriate for various grade levels. We believe students abuse drugs and alcohol less than they would if these programs did not exist. It is important that we give students a reason to say “no.”

Parent and students alike express a concern about the prevalence of drug use by high school students. It is important that we give other students a reason to say “no.”

Participation in school-sponsored extracurricular activities in the District is a privilege. Accordingly, students in extracurricular activities carry a responsibility to themselves, their fellow students, their parents, and their school to set the highest possible examples of conduct, which include avoiding the use or possession of illegal drugs. It is the belief of the Jasper R-V Board of Education, administration and staff that this policy will assist the District’s efforts to reduce the use of illegal drugs and promote safety in the District. This policy is intended to complement and supplement all other policies, rules and regulations of the District regarding possession or use of illegal drugs. The actions of this policy relate solely to limiting the opportunity of any student in violation of this policy to participate in extracurricular activities. Students will be subject to the penalties of this policy as appropriate. This policy does not affect other policies and practices of the school district in dealing with drug or alcohol possession or use, including situations where reasonable suspicion is obtained by means other than testing discussed here.

DEFINITIONS

“**Activities**” includes any school-sponsored activity in the following three categories: Missouri State High School Activities Association (MSHSAA) sanctioned activities, competitive activities, and noncompetitive activities. The activities, by categories, are as follows:

MSHSAA Activities – athletics, band, choir, speech and debate, cheerleading, and academic competition.

Competitive – FBLA, FFA, FCCLA, Math League, Academic Team, Science and Art competition groups, and Student Council.

Non-competitive – Class Officers, JSA, Spanish Club and FCA.

“Participant” is any student in grades 7-12 who is involved in extracurricular activities as enumerated under “Activities” of this policy and is thereby eligible to be randomly selected for drug testing.

“Drug Test” means a scientifically substantiated method to test for the presence of illegal drugs in a person’s urine.

“Illegal Drugs” mean any substance which a student may not sell, possess, use, distribute, or purchase under either federal or Missouri law. Illegal Drugs include, but are not limited to, all scheduled drugs as defined by Missouri Law, all prescription drugs obtained without authorization and all prescribed drugs or over-the-counter drugs being used in dosages, frequency or ways other than directed.

“Screening Test” is the initial urine test, which will not be considered basis as the final positive result.

“School Year” includes all days including and between the first day of classes in the fall and the last day of school in the spring (summer school is not included)

“Non-negative” is a positive result to the initial screening test prior to confirmation through a gas chromatography/mass spectrometry test.

“Positive” means a gas chromatography/mass spectrometry test result which is considered to demonstrate the presence of an illegal drug. The testing facility will determine positive results utilizing industry standards.

Amphetamine	1000ng/ml
Cocaine	300ng/ml
Methamphetamine	1000ng/ml
Morphine (opiates)	2000ng/ml
THC (marijuana)	50ng/ml
Alcohol	Trace

“Off-Season Participants” refers to those students who participated the previous year or current year in any activity but are not presently active in an activity.

“Adulterant/Adulteration” refers to any attempt to alter the outcome of a urine drug test by adding a substance to the sample, attempting to switch, or otherwise interfere with the detection of illicit or banned substance in the urine, or purposefully over hydrating oneself in an attempt to dilute the urine to decrease possible detection of illicit or banned substances.

PROCEDURES

Each student participating in extracurricular activities shall receive copies of the “Student Extracurricular Activities Drug Testing Policy” and “Student Extracurricular Drug Testing Consent” form which shall be read, signed, and dated by the student, parent and/or guardian. **Students must turn in the CONSENT FORM - “Student Activities Drug-Testing Policy” OR, for students in the pool from the prior year, FORM 2920 - “Acknowledgement of Activity Rules and Guidelines” to the high school office by 3:30 PM on the fifth day of classes (beginning of fall semester) before the student will be allowed to continue or to begin practice or participation in any extracurricular activity.** Any student who does not turn in the required forms by this time will not be eligible to participate in any extracurricular activity during the remainder of the school year except as defined by the following. Transfer students will be placed in the testing pool within in one week of enrolling in the Jasper School District if they intend on participating in extracurricular activities. Students deciding to participate in an activity after the deadline will be allowed to, one time, join the pool so as to participate. This exception will only be allowed one time during the student's 7-12 years at Jasper.

Each school year, the student will be required to sign and submit the Student Activities Drug-testing Consent Form or Form 2920 if they are a prior participant wishing to continue. Any student removing his/her name from the drug-testing pool will become ineligible for activities for three hundred sixty five (365) calendar days.

Participants will be assigned a number for identification. The drug-testing company will randomly select fifteen numbers from grades 7-9 and fifteen numbers from grades 10-12 for testing. The Principal will match the selected numbers to the master list of participants. Participants will be called for testing in the order listed until ten have been identified as available for testing.

Participants will be required to provide urine samples as follows:

- 1) Testing will occur during the school year only.
- 2) Participants who cannot produce a sample within three (3) hours will be administered consequences as if they had produced a positive sample.

Any drug test required by the District under the terms of this policy will be administered by or at the direction of a drug-testing company chosen by the District using scientifically validated toxicological methods. The drug-testing company will be required to provide to the District detailed written specifications to assure chain of custody of the specimens, proper laboratory control and scientific testing.

All aspects of the drug-testing program, including the collection of specimens, will be conducted to safeguard the personal and privacy rights of participants. The test specimen shall be obtained in a manner designed to minimize intrusiveness of the procedure. In particular, the specimen must be collected in a private facility behind a closed stall. The drug-testing company technician will supervise the participant at the collection facility. The technician will not observe the participant while the specimen is being collected, but the technician will be present outside the stall to listen for the normal sounds of urination to guard against tampered specimens and to ensure an accurate chain of custody of the specimens. The technician will verify the normal

temperature and appearance of the specimen. If at any time during the testing procedure the technician has reason to believe or suspect that a student is tampering with the specimen, the technician may stop the procedure and determine if a new sample should be obtained.

Standard language of the testing companies labels an initial screen that shows anything other than negative as a “non-negative.” The specimen will continue to be termed a non-negative until after the gas chromatography/mass spectrometry test is performed. Only a designated school official and the medical review officer will know the identity and initial result of non-negative tests. Confirmation will be made through a second and different test of the same specimen. The second test will use a gas chromatography/mass spectrometry technique.

Each sample will be tested for adulterants. If an adulteration substance is found, the test will be considered to be positive.

If the gas chromatography/mass spectrometry test for any student has a positive result, the medical review officer will confirm the positive result and contact the parent(s)/guardian(s) with the results. If the participant asserts that the positive test results are caused in some way other than use or consumption of an illegal drug by the participant, the participant and parent(s)/guardian(s) will be given up to seventy-two (72) hours to present evidence to the medical review officer, including a list of medications the participant has taken, to show cause for the positive result other than the use or consumption of illegal drugs. A specimen will not be reported positive unless the second test utilizing the gas chromatography/mass spectrometry procedure is positive for the presence of an illegal drug and the review of additional evidence provided by the participant and parent(s)/guardian(s) is complete.

The District will rely on the opinion of the medical review officer in determining whether the positive test result was produced by means other than use or consumption of an illegal drug by the participant.

Once a positive result is determined, the medical review officer will inform the principal of the positive result. The participant will become ineligible immediately to practice or compete in any in-season or off-season activity. In addition to the parents, the principal will inform the Activity Council, which consists of the principal, counselor, athletic director, and the head coach or sponsor. The identity of the parents will be confirmed to the medical resource officer, which will obtain the parent/legal guardian’s name, ID and phone number. Unauthorized disclosure, by district employees, of student testing results is grounds for discipline up to and including termination.

Upon suspension from activities based upon a positive drug test, the participant may appeal the medical review officer’s decision to the Superintendent of Schools within five (5) working days. Within five working days of the receipt of the appeal, the superintendent will provide a written response to the appeal.

Parent(s)/guardian(s) of students who tested negative in the initial screening will be contacted, via letter within five (5) working days after testing.

VIOLATIONS

Any student who tests positive in a drug test under this policy shall be subject to the following restrictions:

For the first offense, the participant shall be suspended from participation in all in-season or off-season activities including all meetings, practices, performances, and competitions, for eight (8) weeks from the day of the receipt of the confirmation of the positive test and will not be subject to random testing during the suspension from activities. This suspension may be reduced to four (4) weeks if all of the following criteria are met:

1. Completion of a substance abuse evaluation approved by the district.
2. Written documentation of enrollment and regular attendance at participant's expense in an educational/counseling program approved by the district.
3. A follow-up drug test with a negative result from the district's drug-testing program at the participant's cost.

This suspension may also be reduced by one week if the student has, in a timely manner, self-reported the incident to the administration. The student that self-reports violations in this manner will also be allowed to practice in team activities.

If the participant does not meet any of the above criteria, the participant will become ineligible for participation in activities effective at the time the failure to complete the program is identified.

Any participant who tests positive will be required to provide a negative drug test from the district's drug-testing program at participant cost before regaining eligibility and will be subject to periodic follow-up tests at district cost for one year after return to activities. Failure to provide a negative drug test, within five school days, at the end of the initial suspension will be considered a second violation.

For the second offense, the participant will be suspended from participation in all in-season or off-season activities including all meetings, practices, performances, and competitions for three hundred sixty five (365) calendar days from the date of the confirmation of the positive test. The participant must provide a negative drug test from the district's drug-testing program at the participant's cost before returning to participation in activities and will be subject to periodic testing for one year after return to participation in activities. The participant will pay the cost for up to four (4) periodic tests.

For the third offense, the participant will be suspended permanently from participation in all activities covered under this policy including all meetings, practices, performances, and competitions in the Jasper R-V School District from the date of the confirmation of the third positive test.

Parents of students who participate in the drug-testing program voluntarily, but do not participate in any activities that are subject to this drug-testing policy and test positive, will be notified of such positive test, but the student will not be penalized through this policy or the Student Discipline Policy.

REFUSAL TO SUBMIT TO DRUG USE TEST

If a participant refuses to submit to a drug test authorized under this policy or requests removal from the drug-testing pool, the participant will be ineligible to participate in any activities including all meetings, practices, performances, and competitions for three hundred sixty five (365) calendar days, and until a negative result is obtained on a drug test at participant cost. After the three hundred sixty five (365) calendar days, the participant will again be subject to the District Activities Drug-testing Policy. Any student who has a positive initial test and refuses to complete the required paperwork for a confirmation test will be treated as a refusal to submit to testing.

STUDENT DISCIPLINE POLICY

This Student Activities Drug-testing Policy does not limit or otherwise affect Board policy, regulation or procedure regarding discipline for the sale, possession, use, distribution or purchase of drugs (or alcohol) when reasonable suspicion of such conduct arises out of circumstances other than the random testing conducted pursuant to the policy.

CONSENT FORM

**STUDENT ACTIVITIES DRUG-TESTING POLICY
JASPER R-V SCHOOL DISTRICT**

Approved by the Jasper R-V Board of Education: May 22, 2008

Effective: 2008/09 School Year

Participant Name (Print): _____

I, the undersigned participant in the extracurricular activities program in the Jasper R-V School District, Jasper, Missouri, am willing and consent to take a drug-screening test for illegal substances in accordance with District policies and procedures. I understand that my failure to consent to such a screening will cause me to be ineligible to participate in activities. I also understand that the results of such tests will be considered toward determining my continued eligibility for participation in activities.

I consent to allow a specimen of my urine to be collected by the drug testing collection agency designated by the Jasper R-V School District and to have a drug testing collection agency and/or testing laboratory designated by the District perform a substance abuse analysis on the specimen. I also consent to the release of the results of the analysis by the drug testing collection agency and/or testing laboratory to the authorized district personnel via electronic or other means, i.e. telephone, teleprinter, facsimile, computer, etc.

Signature of Student Participant: _____ Date: _____

Signature of Parent/Guardian: _____ Date: _____

I, the undersigned, am NOT willing to consent to take a drug-screening test for illegal substances to be eligible to participate in any activities in accordance with District policies and procedures. I understand that my failure to consent to such a screening will cause me to be ineligible to participate in activities.

Signature of Student Participant: _____ Date: _____

Signature of Parent/Guardian: _____ Date: _____

As a part of establishing eligibility for activities in the Jasper R-V School District, participants must complete and submit this form to the principals' office prior to participating in any activity, except participants submitting during the first five days of school will be eligible immediately in relation to the drug-testing policy.

Acknowledgement of Activity Rules and Guidelines

Name (Print) _____

School Jasper Jr./Sr. High School

Activity _____

Coach/Sponsor _____

School Rules and Guidelines Associated with This Activity

(Rules and guidelines to be established by the coach /sponsor and school administration)

District Guidelines for Student Activities

Participation in District-sponsored activities and on District athletic teams is a privilege and not a legally protected right. Although students do not possess a legally protected right to participate in extracurricular activities, the District provides students suspended from participation with an informal opportunity to discuss the basis for their suspension.

Hazing and Harassment are Prohibited

I agree that I will refrain from participating in any student hazing or harassing activities as a participant or as an observer. I further understand that violation of the District’s hazing policy may result in suspension from school and suspension from participation in all activities.

Student and Parent Acknowledgement of the Above Rules and Guidelines

I acknowledge that violation of any of the above rules and guidelines for this activity may result in suspension or permanent removal from this activity or all extracurricular activities depending upon the nature of the violation. I further agree that subject to an opportunity to present the student’s version of the alleged violation, the decision of the Superintendent/designee concerning suspension and duration of suspension is final.

Drug Testing Guidelines

I acknowledge that my son or daughter will continue in the Drug Testing Program and will continue to participate in the random testing pool for the duration of the program. If I choose to withdraw my child from the program, I will notify the school in writing.

Student Signature

Parent/Guardian Signature

Date

Date

Revised May 22, 2008