

ELKHART USD 218 RANDOM STUDENT DRUG TESTING POLICY

Approved by USD 218 Board of Education on April 9th, 2018

STATEMENT OF INTENT AND PURPOSE

The mission of the USD 218 Random Drug Testing policy is to provide a safe and drug free educational setting where all students can achieve their full potential. The purpose of the Random Drug Testing Policy is to help students manage social pressure that may lead to the use of illegal drugs. The goal of the policy is to help and guide students to make good choices and refrain from the use of illegal drugs. USD 218's Random Testing Policy is a "**Helping Policy**" that assists students and their parents in identifying the use of illegal substances. Early identification of drug usage helps families address addiction and other issues that may result from drug use.

In order to provide a drug free environment and assist in the prevention of drug use, wellness promotion, and treatment of students who have engaged in drug use, "Extra-Curricular Activities" shall be defined as any activity not falling within the scope of the regular curriculum. This policy applies to USD 218 students in grades 7-12 who are interested in participation of:

1. KSHSAA (Kansas State High School Activities Association) sponsored activities such as:

- Baseball
- Basketball
- Cross Country
- Football
- Golf
- Softball
- Track and Field
- Volleyball
- *Band*
- *Choir*
- Cheerleading
- Student Council

*Alternative assignment will be offered for any graded activity

2. School Clubs such as, but not limited to: FFA, FCCLA, Art, School Leadership, KEY Club, Pep Band
3. Attendance as a spectator or participant at school sponsored events such as, but not limited to: Athletic events, Theatrical events or STUCO sponsored events
4. Attendance at school dances including Prom
5. Use of School owned parking lots

THE RANDOM DRUG SCREENING PROCESS IS OUTLINED BELOW:

Drug Testing Process:

- 1) The testing facility, selected by the Board of Education, will randomly select students to be tested from a pool of students mentioned previously for testing throughout the school year.
- 2) The professional laboratory will be required to have a detailed written specification to assure chain of custody of the specimens, proper laboratory control and scientific testing.
- 3) The process of collecting specimens will be conducted in a manner to safeguard the personal and privacy rights of students to the maximum degree possible.
- 4) Elkhart High School will randomly test 14 students per month. Elkhart Middle School will randomly test 6 students per month.
- 5) Parents/Guardians will be contacted by the Principal or designee and given the results of each test within 1 week of the submission of the specimen. Contact by phone or mail will be made for negative test results. Contact by phone or certified mail will be made for positive test results
- 6) Students whose test has a positive result will meet with their parents/guardians and the Principal or designee to review consequences.
- 7) If parents/guardians question the validity of the test results they may request a second separate test be conducted, at parent's expense, using a BOE approved testing facility. A test result may be challenged within 3 calendar days of the results being shared with the parent. It is important to note that any positive test will have two completely separate tests performed on the same specimen.
- 8) Positive test results are considered cumulative during a student's middle and high school years.
- 9) Positive/Negative test results will be available only to the student, the parents/guardians, and only to school officials who have a legitimate education need to know
- 10) Once a student has been tested and the results have been returned, his/her number will be placed in the general pool for further random testing. Therefore, it is possible that a student may be tested more than once during the school year and several times during their years at Elkhart Middle and High Schools.
- 11) Any student who refuses to submit to a drug test will be considered in violation of this policy and subject to suspension of activities per agreement to the policy.
- 12) A violation of this policy will carry **NO ACADEMIC SANCTION** for the students of USD 218 **except to the extent that a violation of this policy would ALSO constitute a violation of the schools discipline policy.** If participation in an activity carries with it a school grade, then an alternative activity will be offered. The use of, consumption, and/or possession of any drug and/or alcohol on school property is prohibited, and students are subject to the disciplinary actions outlined in the student handbook.
- 13) In order for a student to be eligible to participate in or be a spectator at any extra-curricular activities as outlined in the policy, the student must have a completed and signed consent for random testing opt in form on file in the school office within 1 calendar week of enrolling in either Elkhart Middle or Elkhart High School. ***Athletes must have an opt in form on file in the office PRIOR TO THE FIRST PRACTICE.*** Failure to have a completed and signed consent for random drug testing opt in form on file in the school office within one week of enrolling will result in the student being ineligible for the entire 9 weeks that follows. The student will have the opportunity to turn in a completed and signed consent for random drug testing opt in form at the beginning of the second/third/fourth quarters of the school calendar to regain eligibility to participate in or be a spectator at any extra-curricular activities.

PROCEDURES IN THE EVENT OF A POSITIVE TEST RESULT:

Whenever a student's test result indicates the presence of an illegal drug or banned substance, the following provision set forth will apply:

Self-reporting of Drug Usage:

A student or parent/guardian may self-report a student's drug usage at any time **before** the random drug test selection. Consequences may be avoided by self-reporting to the Principal or Superintendent, **prior to the random drawing**. A subsequent positive test result will count as a second positive test. Self-referral may be used only **ONCE** by a student throughout middle school and high school attendance. Student must self-report prior to the random drawing or they will be treated the same as any other student who is selected for testing. Self-referral can only be used prior to the first offense under this policy. If a student self refers then the student will be expected to complete follow-up test(s) thus placing them in the random poll for three (3) consecutive tests. A positive test will count as a second positive test.

1st Violation of a USD 218 Student:

- If a student tests positive and/or proof exists, the student will miss **25** school days as a participant or spectator. The student is expected to continue practice with the team/organization but will not attend competitions/activities outside of practice during the suspended time period.
- The student will also be expected to complete follow-up drug tests thus placing them in the random drug-testing poll for three (3) consecutive tests
- In order to regain eligibility in activities, students must have completed all requirements stated in the policy

2nd Violation of a USD 218 Student (Two Positive Test Results):

- A **50** school day suspension from activities as a participant or spectator. With administrative approval and the coaches/sponsors consent the student may practice with the team/organization but will not attend competitions/activities outside of practice during this time period.
- The student will also be expected to complete follow-up drug tests thus placing them in the random drug-testing poll for three (3) consecutive tests
- The suspension may be reduced to twenty-five (25) calendar days if the student completes either a Certified inpatient or Outpatient treatment program. The parent/guardian will be responsible for the cost of such program. Proof of completion will be required before a student will be allowed to participate or be a spectator
- In order to regain eligibility in activities, students must have completed all requirements stated in the policy

3rd Violation of a USD 218 Student (Three Positive Test Results):

- A three hundred sixty five (**365**) calendar day suspension from activities as a participant or spectator. The student will not be permitted to participate in practices during the banned period
- The suspension may be reduced to one hundred eighty (180) calendar days if the student completes either a Certified inpatient or Outpatient treatment program. The parent/guardian will be responsible for the cost of such program. Proof of completion will be required before a student will be allowed to participate or be a spectator
- The student will be placed in the random drug-testing poll for three (3) consecutive tests.
- In order to regain eligibility in activities, students must have completed all requirements stated in the policy

**CONSENT TO PERFORM
RANDOM DRUG TESTING
USD 218 Elkhart Middle and Elkhart High School
*OPT IN FORM***

As A Student:

I understand and agree that participation in the following privileges may be withdrawn for any violation of the Random Drug Testing Policy at USD 218:

1. Participation in KSHSAA activities
2. Participation in KSHSAA athletics
3. Participation in all school clubs and extra-curricular activities
4. Parking in all School owned parking facilities
5. Attendance at any school sponsored activity including prom and graduation

I understand the consequences that I will face if I am selected for a random drug test and have a positive test result.

I understand that to be eligible for the privileges outlined above, I will be subject to random drug testing, and if I refuse, I will not be allowed to participate in or be a spectator at KSHSAA activities/athletics, school clubs, extra curricular-activities, or use school owned parking lots for a period of time specified in policy.

I understand this agreement is binding while a student at USD 218 Middle or High School. Parents may choose to rescind their consent at any time by submitting a signed "decline random drug testing" form to their student's current school.

Student Name	Grade	Date of Birth
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Student Signature	Date
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AS A PARENT/GUARDIAN/CUSTODIAN:

I have read the policy for Random drug Testing of USD 218 students and understand the responsibilities. I have discussed this policy with my son/daughter/ward as a participant in or spectator at extra-curricular activities as well as privilege of using school owned parking lots. My child will participate in random drug testing, and if he/she refuses, will not be allowed to participate. I have read and AGREE to the terms of the policy. I understand this is a binding agreement while my son/daughter/ward is a student at Elkhart Middle School and/or Elkhart High School.

Parent/Guardian/Custodian	Cell/Home Phone	Work Phone
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Parent/Guardian/Custodian signature	Date
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