

# North Clay Middle School

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## CLAY COMMUNITY SCHOOLS DRUG TESTING PROCEDURES AND GUIDELINES

### REASONABLE SUSPICION DRUG TESTING

#### PURPOSE FOR DRUG TESTING

Drug and alcohol abuse in school is a threat to the safety and health of students, faculty, staff, and the community as a whole. It jeopardizes the efficiency and quality of educational programs and has the potential of physical harm. The risks associated with such abuse include impaired judgment, diminished capacity, illness, addiction, and conditions that substantially inhibit a person from performing to his/her fullest ability.

Drug testing of Clay Community Schools students suspected of drug or alcohol use is not intended to be disciplinary or punitive in nature. The educational opportunities offered in various schools will continue to direct student away from drugs and alcohol and toward a healthy, safe, and drug-free life. Every parent has the right to expect that each student is receiving the best education that can be provided by Clay Community Schools, free from the risks and dangers of drug and alcohol abuse.

Testing statistics and results, which shall not include specific student identification, shall be compiled at the end of each school year and made available to the Central Office Administration and to the School Board.

#### REASONABLE SUSPICION DRUG TESTING

All students enrolled in Clay Community Schools are subject to reasonable suspicion drug testing. Clay Community Schools may require any Clay Community Schools student to submit to a chemical test of the student's breath, saliva or urine if the administration has reasonable suspicion to believe that the student is using or is under the influence of alcohol, marijuana, or any other illegal substance while:

- a. On school grounds.
- b. Off school grounds at a school activity, function, event, or any other school-sponsored activity.
- c. When traveling to or from school by bus or other transportation.

If reasonable suspicion for drug or alcohol use exists, the administrator, or his designee, may conduct a search of the student's clothing, locker, personal belongings, or automobile, as necessary to ascertain whether the student has possession of any alcohol, marijuana, or other illegal substance.

Reasonable suspicion may arise from the following:

- a. A student's behavior.



- b. A student's physical appearance, demeanor, and/or odor.
- c. Any other circumstance which suggests that the student has recently used alcohol, marijuana, or any other controlled substance.
- d. Information communicated to an administrator by a teacher, parent, law enforcement personnel, other adult, or another student indicating that a student is using or under the influence of alcohol, marijuana, or any other illegal substance.

Any administrator, health services personnel, or law enforcement officer trained to administer drug tests may conduct the test of a student's breath, saliva or urine. After reasonable suspicion has been established by the administrator, a student's refusal to submit to drug testing will result in the administration proceeding as if the test were positive. Agreement to submit to probable cause testing for the use of drugs and alcohol shall be a condition for participation in extracurricular activities in Clay Community Schools.

The cost of one school-initiated breath, saliva or urine test will be paid for by the school corporation. A parent or student may elect to have the student retested at a healthcare facility of their choosing. However, Clay Community Schools shall not acknowledge any retesting results if the student refused the drug or alcohol test requested by Clay Community Schools administration. Further, the school's retest form must be completed before retesting is done and the retest must be completed within 24 hours of the school's drug and alcohol test. A student who has tested positive for drugs or alcohol, including a student who has refused to submit to testing, shall be suspended from school until the retest results are provided to the administration and procedures for expulsion may be initiated. Clay Community Schools is not responsible for the cost of retesting.

Drug testing results are considered confidential by the Clay Community Schools administrative staff, but may be discussed with a student's guidance counselor or other school employee if it is deemed necessary by the administration in order to provide assistance to the student or for the safety of other students.

Any student who attempts to alter or substitute a breath test, saliva test or urine sample may be disciplined by the administration. Both the student whose breath, saliva, or urine sample was altered or substituted and the student who provided the altered or substituted breath, saliva, or urine sample may be subject to discipline, including suspension or a recommendation for expulsion.

Positive test results will result in disciplinary action. Disciplinary action may include mandatory participation in a drug counseling assistance program approved by Clay Community Schools, drug and alcohol prevention activities, suspension, or recommendation for expulsion. Students who test positive and participate in parking or extra-curricular activities, are subject to restriction of those privileges as recommended by the administration and/or as outlined by any additional rules and regulations established by Clay Community Schools.