ELKHART INDEPENDENT

SCHOOL DISTRICT

**RANDOM DRUG TESTING PROGRAM**

FOR MIDDLE AND HIGH SCHOOL

EXTRA-CURRICULAR/DRIVING PRIVILEGES

FOR THE 2018-2019

SCHOOL YEAR

**Revised/Updated June 12, 2017**

**ELKHART INDEPENDENT SCHOOL DISTRICT**

**Random Drug Testing Program for Middle and High School**

**(Revised 6/12/17)**

**I. OBJECTIVES**

A. To allow students an opportunity to say “NO” to drugs.

B. To provide a deterrent to drug use for students in grades 7-12.

C. To help maintain a drug-free school environment.

D. To reduce the risk of injuries.

E. To ensure positive testing students are required to obtain drug counseling and/or education.

**II. PLAN**

A. All students who wish to participate in extracurricular activities (see list on Page 5 of this document) and/or drive a vehicle on campus at Elkhart I.S.D. must submit to the regulations of the Drug Testing Program. Any student who does not participate in an extracurricular activity or drives on campus may voluntarily choose to participate in the program. A minimum of 150 students will be tested initially*.* A minimum of 30 students per month, drawn from a pool of all students involved in the drug-testing program, will be tested on a random selection basis.

B. The student and his or her parent/guardian must sign the Drug Testing Authorization Form.

C. THE LAB laboratory of Tyler will be in charge of the entire testing procedure including random selection of students to be tested, collection of specimens, and analysis processes. Accepted immunological screening procedures and confirmation techniques will be used before positive results are reported.

D. Each student selected will be required to provide a urine sample to the supervising technician upon request. Failure to comply with providing a sample will be deemed as a “positive” result.

E. After student numbers are drawn, they will be placed back into the pool.

F. Any student whose name is drawn that is absent from testing will automatically be placed

back onto the list for the next testing date.

G. Students refusing to be tested will not be allowed to represent Elkhart I.S.D. in any school-sponsored activity and/or drive a vehicle on campus. After a 30-day waiting period, if the student wishes to participate, he or she must be tested with negative results.

H. Drugs for which testing may be conducted include:

Amphetamines, Barbiturates, Cocaine, Marijuana, Opiates, Steroids, and other Illegal

Drugs and Controlled Substances.

I. This drug-testing program does not in any way seek to modify the Student Code of Conduct or Chapter 37 regulations. If a student is involved in selling, giving, delivering, possessing, using or being under the influence of marijuana, a controlled substance or a dangerous drug Chapter 37 regulations will be followed. Student Code of Conduct, Chapter 37 and Zero Tolerance Policies are found in the Elkhart Student Information Handbook.

**III. TESTING PROCEDURES AND PROTOCOL**

1. Random Testing: All students in the drug testing program in grades 7-12 will be placed in a pool making them eligible for testing during the entire school year. A predetermined number of the participant’s names will be randomly selected from a computer program each month. They will be required to submit a urine sample immediately upon request. All specimens will be collected under the supervision of a technician (provided by the testing company) adhering to strict chain of custody procedures.

B. All positive test results will be confirmed by the student’s admission and/or an additional test from a split sample, which will be conducted by the testing company. A student wishing to contest positive test results may, at his or her own expense be retested, within time constraints dictated by Elkhart I.S.D, by the following drug testing company: THE Lab (518 S. Fleishel Avenue, Tyler, TX – Phone # 903-533-1434). If a student is clearly under the influence of marijuana, a controlled substance or a dangerous drug, the student will come under the guidelines of Chapter 37 consequences. Chapter 37 consequences are outlined in the Student Code of Conduct in the Student Handbook.

C. The testing company will submit test results to the Superintendent/or designee who will notify the appropriate principal, director, and/or sponsor in writing.

D. “Positive” tests are in accordance with the National Institute of Drug Abuse (NIDA) standards. A marijuana test of 20 nanograms or higher will be considered a “positive” test.

E. The noncompliance by any student with the above testing procedures will be considered a violation of this policy. The noncompliance will also be reported to the principal, director, and/or sponsor.

F. Any student who refuses to be tested will be referred to the principal, director, and/or sponsor for removal from all extracurricular activities or will not be allowed to drive on campus. The student’s parent/guardian will be notified of the student’s refusal to be tested and of the consequences of that refusal.

**IV. CONFIDENTIALITY**

A. The collection and coding of specimen samples will be executed in a manner insuring total confidentiality and proper identification.

B. Test results will be known only by the student, parent/guardian, director and/or sponsor, principal, and Superintendent/or designee.

C. All test results will be destroyed when the student completes his or her enrollment in Elkhart I.S.D. Test results are not transferable to another school.

**V. CONSEQUENCES FOR POSITIVE TEST RESULTS/DRIVING PRIVILEGES**

A. All offenses are cumulative for the Middle School and the High School careers individually.

B. The following disciplinary measures will be taken for any student testing positive:

**FIRST OFFENSE**

**Procedures:**

1. Notification of parent/guardian to set up a conference for discussion of the student’s positive test results and the consequences.

2. This conference may include the student, parent/guardian, principal, and the student’s director or sponsor.

**Sanctions:**

1. Suspension from the program for a minimum of 30 calendar days. If a student participates in extra-curricular activities they may not be allowed to participate in regular practices/activities and drivers may not be allowed to drive vehicles on campus.

2. To qualify for reinstatement, the student must pass the drug test given nearest the test date after the end of the suspension period.

\*3*.* Retesting may be required at each subsequent testing period for the remainder of his or her Middle School or High School careers.

\*4. The student must complete a drug education program approved by Elkhart I.S.D. at his or her own expense prior to reinstatement.

5. Approval of the principal, director and/or sponsor must be given prior to reinstatement into the program.

*(\*) Sanctions 3 and 4 will be the only sanctions required of students that are not involved in extra-curricular activities or drive vehicles on campus.*

**SECOND OFFENSE**

**Procedures:**

1. Notification of parent/guardian to set up a conference for discussion of the student’s positive test results and the consequences.

2. This conference may include the student, parent/guardian, principal, and the student’s director or sponsor.

**Sanctions:**

1. Suspension from the program for the remainder of the school year. If the offense occurs during the final six weeks, the suspension continues through the first semester of the next school year.

2. Retesting may be required at each subsequent testing period for the remainder of his or her Middle School or High School careers.

3. To qualify for reinstatement, the student must pass the drug test given nearest the test date after the end of the suspension period.

4. The student must complete a recognized drug education program approved by E.I.S.D. A letter must be submitted from the respective counselor stating requirements for the program has been met. The letter must be placed in the student’s file.

5. Approval of the principal, director and/or sponsor must be given prior to reinstatement into the program.

**THIRD OFFENSE**

**Procedures:**

1. Notification of parent/guardian to set up a conference for

discussion of the student’s positive test results and the consequences.

2. This conference may include the student, parent/guardian, principal, and the student’s director or sponsor.

**Sanctions:**

1. Suspension from the program for a minimum of two calendar years.

2. Reinstatement may be applied for at the end of the two-year suspension period provided the following conditions are met:

(a.) The student must have completed an accredited drug education program approved by E.I.S.D. A letter must be submitted from the respective counselor stating requirements for the program has been met. That letter must be placed in the student’s file.

(b.) The student may be retested with negative results at each testing period for one calendar year.

(c.) If the student tests positive he or she will be suspended from the program for the remainder of the second year.

(d.) If the student meets all the requirements, he or she will be reinstated and replaced in the random pool.

**VI. DRUG EDUCATION PROGRAMS**

A. If a student fails his or her drug test for the second time, that student is required by policy to complete an accredited drug education program before reinstatement will be granted.

B. The drug education program the student attends will be selected by the parents and the student. A letter from the counselor of the program is required as proof of completion.

C. The parent will be financially responsible for the drug education program. **Elkhart I.S.D. will not pay for any drug education program.**

**THE TERM “EXTRACURRICULAR” WILL BE UNDERSTOOD TO INCLUDE BUT NOT BE LIMITED TO THE FOLLOWING ACTIVITIES:**

**SPORTS Miscellaneous Activities**

Baseball All U.I.L. Activities

Basketball All Competitive Activities

Cross Country Certified Nursing Program (Clinicals)

Football

Golf

Power Lifting

Softball

Tennis

Track and Field

Volleyball

Team Managers

**ORGANIZATIONS**

Future Farmers of America

Student Council

**ARTS**

Band

Choir

Color Guard

Drum Major

Twirler

One Act Play

**HONORS**

Cheerleader

Mascot

**ELKHART INDEPENDENT SCHOOL DISTRICT**

**Positive Drug Test Procedures**

**1. Student awareness meeting.**

**Date\_\_\_\_\_\_\_\_\_\_ Time\_\_\_\_\_\_\_\_a.m./p.m. Location\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Student\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Signature\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Administrator\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Signature\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Witness\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Signature\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**2. Parent/Guardian contacted by phone.**

**Phone #\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date\_\_\_\_\_\_\_\_\_\_\_\_ Time\_\_\_\_\_\_\_ a.m./p.m.**

**Parent/Guardian Name\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**3. Schedule Parent/Guardian/Student conference.**

**Date\_\_\_\_\_\_\_\_\_\_\_ Time\_\_\_\_\_\_\_\_a.m./p.m. Location\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**4. Meeting confirmed.**

**Date\_\_\_\_\_\_\_\_\_\_\_ Time\_\_\_\_\_\_\_\_a.m./p.m. Location\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**5. Meeting held.**

**Date\_\_\_\_\_\_\_\_\_\_\_ Time\_\_\_\_\_\_\_\_a.m./p.m. Location\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Parties present at the meeting:**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**ELKHART INDEPENDENT SCHOOL DISTRICT**

**Drug Testing Authorization**

**(Revised 6/12/17)**

**Student’s Name\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Grade \_\_\_\_\_ Date of Birth\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Student’s Social Security Number\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Male or Female \_\_\_\_\_\_\_\_\_\_**

**Parent/Guardian’s Name\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Parent/Guardian’s Phone Number\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**I acknowledge that I have received a copy of the Elkhart I.S.D. Drug Testing Policy. I recognize and understand that I could be asked to provide a urine sample for drug analysis. I consent to any such testing conducted as part of the Elkhart I.S.D. drug testing policy, which is under the guidance and direction of THE LAB of Tyler. I agree that I will not refuse to take any such test or otherwise dispute the Elkhart Independent School District’s right to take any such test(s) on me. I have been given the right to ask questions about the drug testing policy and I fully understand its provisions.**

**Listed below are the prescription drugs and dosages my son/daughter takes on a permanent basis. I understand that, depending on the type of medication and the circumstances, its use may have to be verified and discussed with the doctor who prescribed it. I give permission to the doctor(s) who have prescribed medication for the treatment of my daughter/son’s medical condition(s) to verify the circumstances and discuss any effects that the medication(s) may have on my son/daughter’s lab test results or school performance.**

**Drug Name\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Dosage\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Drug Name\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Dosage\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**\_\_\_\_\_ My son/daughter does not take any prescription medication on a permanent basis.**

**Student’s Signature\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Date\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Parent/Guardian’s Signature\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Date\_\_\_\_\_\_\_\_\_\_\_\_\_**