

STUDENT RIGHTS AND RESPONSIBILITIES
INTERROGATIONS AND SEARCHES

FNF
(LOCAL)

3. Classrooms and other common areas may be sniffed by trained dogs at any time when students are not present.
4. If contraband of any kind is found, the possessing student shall be subject to appropriate disciplinary action in accordance with the Student Code of Conduct.

PARENT
NOTIFICATION

The student's parent or guardian shall be notified if any prohibited articles or materials are found in a student's locker, in a student's vehicle parked on school property, or on the student's person, as a result of a search conducted in accordance with this policy.

ALCOHOL- AND DRUG-
TESTING PROGRAM

All District students in grades 7–12 who are active in all extracurricular activities or who request a permit to park a vehicle on school property shall be subject to the District's alcohol and drug testing requirements. The testing program shall also be open to any students in grades 7–12 who volunteer to be tested and whose parents/guardians provide written consent.

PROCEDURES

The testing shall be conducted by an independent laboratory under contract with the consortium contracted by the District for the alcohol and drug screening of bus drivers. Testing shall be administered by qualified lab personnel using an accepted immunological screening procedure.

The substances the laboratory shall test shall include alcohol, amphetamines, barbiturates, benzodiazepine, cocaine, marijuana, methaqualone, methadone, opiates (including codeine, heroin, morphine, and papverine), phencyclidine, steroids, and tetrahydrocannabinols.

Eligible students shall be randomly tested throughout the school year on dates determined by the consortium and the Texas Department of Transportation. The mandatory testing pool of students in extracurricular activities or who request a parking permit shall be established separately from the pool of students who volunteer to be tested. Five percent of each pool shall be randomly selected by a computer program at least five times per school year.

Each student selected for testing shall be required to provide a urine sample at the time requested. Samples from male students shall be produced at urinals along a wall, with the students remaining fully clothed and being observed from behind by a male monitor. Samples from female students shall be produced in enclosed stalls while a female monitor listens outside the stalls for tampering. Chain-of-custody procedures shall be applied upon collection of the samples.

Failure to produce a sample in the allotted time period shall be considered a positive screening. A student who refuses to be test-

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ed shall be subject to sanctions as if testing positive. Readmission to the extracurricular activity program or to have a parking permit reinstated shall be contingent upon the student agreeing to again participate in the alcohol- and drug-testing program and receiving a negative test result.

Consortium technicians certified by the Texas Department of Transportation shall take the collected samples to the independent laboratory for processing. All positive screenings shall be confirmed by student admission and/or by an additional test from a split sample, which may include gas chromatography/mass spectrometry (GC/MS) testing by the lab. All drugs detected by the screen shall be confirmed by GC/MS before being reported as detected. Student admission of alcohol or drug use shall constitute a positive screening.

CONFIDENTIALITY

The collection and coding of specimen samples shall be executed in a manner ensuring total confidentiality and proper identification. Test results shall be disclosed only to the student, the parent/guardian, the Superintendent, and the person(s) who need(s) the information to execute the appropriate sanction, including the athletic director, head coach, cheerleader sponsor, UIL sponsor(s), director of special programs, secondary counselor, or the appropriate principal.

All test results shall be destroyed when the student is no longer eligible to participate in UIL competition, for example, four years after the student's entry into high school.

CONSEQUENCES

These tests shall not be used for any purpose other than determining eligibility for participation in all extracurricular activities, issuing parking permits, and, in the case of students volunteering for testing, notifying the parents/guardians of any positive test results. However, all offenses relating to the alcohol- and drug-testing program shall be cumulative while the student is enrolled in the District. Results shall not be given to law enforcement officials and shall not result in any other disciplinary actions by the District except as noted in this policy.

The following measures shall be taken for any student who tests positive in this program and is involved in extracurricular activities or requests a parking permit.

FIRST OFFENSE

Upon a first offense of receiving a confirmed positive drug test, the parent/guardian shall be called to attend counseling with the student, the director of special programs, and the secondary counselor. Students who test positive shall have the option of withdrawing from the extracurricular activity or relinquishing the parking permit rather than participating in the counseling program.

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The student shall be required to complete a drug education program coordinated by the director of special programs and either the school counselor or the school psychologist. The student shall be suspended from the extracurricular activity program, and the student's parking permit shall be suspended for a minimum of 30 school days; however, the student shall be required to sign a letter of intent to remain in the extracurricular activity. The suspension period shall begin on the date the letter of intent is signed, regardless of when the letter is received. During the suspension period, the student shall remain part of the assigned pool subject to any random alcohol and drug test.

The student must be retested at the end of the 30-day suspension period and must receive a negative test result prior to reinstatement to the extracurricular activity program or reinstatement of the parking permit. This testing shall be scheduled by the Superintendent with the contracted laboratory, and the cost of this reinstatement test shall be borne by the District.

SECOND
OFFENSE

Upon a second offense of receiving a confirmed positive drug test, the parent/guardian shall be called to attend counseling with the student, the director of special programs, and the secondary counselor.

The student shall be suspended from the extracurricular activity program, and the student's parking permit shall be suspended for a minimum of six months; however, the student shall be required to sign a letter of intent to remain in the extracurricular activity program. The suspension period shall begin on the date the letter of intent is signed, regardless of when the letter is received. During the suspension period, the student shall remain part of the assigned pool subject to any random alcohol and drug test.

The student must be retested at the end of the six-month suspension period and must receive a negative test result prior to reinstatement to the extracurricular activity program or reinstatement of the parking permit. This testing shall be scheduled by the Superintendent with the contracted laboratory, and the cost of this second reinstatement test shall be borne by the student.

THIRD OFFENSE

Upon a third offense of receiving a confirmed positive drug test, the parent/guardian shall be called to attend counseling with the student, the director of special programs, and the secondary counselor.

The student shall be suspended from the extracurricular activity program, and the student's parking permit shall be suspended for the remainder of the student's secondary school career.

Ore City ISD
230903

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NONCOMPLIANCE

Noncompliance by any student with any provision or requirement of the alcohol and drug testing program shall be considered a violation of this policy and shall be grounds for removal from the extracurricular activity program.

