

**Mount Enterprise ISD Drug Testing Policy
Adopted August 10, 2015 by:
The Mount Enterprise ISD board of trustees**

**DRUG-TESTING
POLICY**

SCOPE

The District requires random drug testing of any student in grades 9–12 who chooses to participate in school-sponsored extracurricular activities or plans to park a vehicle on school property.

A student participating in these activities or who parks a vehicle on school property shall be tested for the presence of illegal drugs at the beginning of each school year, prior to parking a vehicle on school property, or prior to joining an extracurricular program at any time during the school year.

There will be 15 students randomly chosen 7 different times during the school year. Students may be randomly chosen multiple times during the school year.

COVERED ACTIVITIES

Testing shall be required for students participating in any school-sponsored extracurricular activity and for students parking a vehicle on school property.

PURPOSE

The purposes of the drug-testing program are to prevent injury, illness, and harm resulting from the use of illegal drugs; help enforce a drug-free educational environment; deter student use of illegal drugs; and educate students regarding the harm caused by the use of illegal drugs.

**DISTRIBUTION OF
POLICY**

The District shall provide each parent and student a copy of the drug-testing policy and consent form prior to the student's participation in an affected activity.

**ORIENTATION
MEETINGS**

The District shall conduct meetings with parents and interested student participants prior to the beginning of school.

District employees shall explain the drug-testing program and review the policy and consent form.

An educational presentation on the harmful effects of drug and alcohol abuse shall be provided.

Students and parents are encouraged to attend an orientation meeting about the program.

CONSENT

Before a student is eligible to participate in extracurricular activities or to park a vehicle on school property, the student shall be required annually to sign a consent form agreeing to be subject to the rules and procedures of the drug-testing program. If the student is under the age of 18, the student's parent or guardian shall also sign a consent form. If appropriate consent is not given, the student shall not be allowed to participate in extracurricular activities or to park a vehicle on school property.

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USE OF RESULTS

Drug test results shall be used only to determine eligibility for participation in extracurricular activities and for parking a vehicle on school property. Positive drug test results shall not be used to impose disciplinary sanctions or academic penalties.

Nevertheless, nothing in this policy shall limit or affect the application of state law, local policy, or the Student Code of Conduct. A student who commits a disciplinary offense shall be subject to consequences in accordance with the Student Code of Conduct.

CONFIDENTIALITY

Drug test results shall be confidential and shall be disclosed only to the student, the student's parents, and designated District officials who need the information in order to administer the drug-testing program. Drug test results shall not be maintained with a student's academic record. Results shall not be otherwise disclosed except as required by law.

**TESTING
LABORATORY**

The Board shall contract with a certified drug-testing laboratory to conduct testing of students' urine samples.

Testing laboratories shall not release statistics regarding the rate of positive drug tests to any person or organization without consent of the District.

**SUBSTANCES FOR
WHICH TESTS ARE
CONDUCTED**

The drug-testing laboratory shall conduct a five panel test for the presence of:

1. Marijuana;
2. Cocaine;
3. Phencyclidine (PCP);
4. Amphetamines;
5. Opiates (heroin, morphine, codeine, and papaverine)

**COLLECTION
PROCEDURES**

Personnel from the drug-testing laboratory shall collect urine samples under conditions that are no more intrusive than the conditions experienced in a public restroom. When selected for testing, a student shall be escorted to the school's testing site by a District employee and shall remain under employee supervision until the student provides a sample. Samples shall be produced by a student from behind a closed restroom stall. A District employee of the same gender as the student shall be present when any samples are collected.

RANDOM TESTING

Random tests shall be conducted on 7 dates throughout the school year.

15 students will be randomly chosen.

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The drug-testing laboratory shall use a random selection method to identify students chosen for random testing. Students shall not receive prior notice of the testing date or time.

**REFUSAL TO TEST OR
TAMPERING**

A student who refuses to be tested when selected or who is determined to have tampered with a sample shall be deemed to have a positive test result and shall be subject to the appropriate consequences depending on previous positive test results, if any.

If a student is absent on the day of the random test, a sample shall be collected on the next random testing date.

**POSITIVE TEST
RESULTS**

An initial positive test shall be confirmed by a second test of the same specimen before being reported as positive.

Upon receiving results of a positive drug test, the District shall schedule a meeting with the student, the student's parent if the student is under the age of 18, and the coach or sponsor of the extracurricular activity to review the test results and discuss consequences.

The student or parent shall have three school days following the meeting to provide a medical explanation for a positive result.

CONSEQUENCES

Consequences of positive test results shall be cumulative throughout the time student is enrolled at Mount Enterprise ISD.

A student who has a confirmed positive drug test shall be subject to the following consequences:

FIRST OFFENSE

The student shall be suspended from any extracurricular activities and/or from parking a vehicle on school property for 30 calendar days following the date the student and parent are notified of the test results.

A conference shall be conducted involving the designated District official, personnel responsible for administering the extracurricular activity in which the student participates, the student, and the student's parent or guardian.

**DRUG ABUSE
PREVENTION**

The student shall be given the opportunity to receive drug counseling services provided by Mount Enterprise ISD. A student may choose an outside drug counselor at the parents/students expense. The district will require proper documentation from counselor to be reinstated following a negative retest result. The student will be required to attend at least 2 sessions after each positive result.

RETESTING

If the student wishes to return to participation in extracurricular activities or to park a vehicle on school property, the student must be retested at the end of the period of suspension and have a

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negative test result; the student shall be retested on each of the next 3 random test dates. If the next 3 tests are negative, the student will be placed back into the random selection process.

EXPENSES	The student/guardian shall bear expenses for retesting unless the next random test falls within the end of the suspension. All retesting has to be a reputable drug testing company/lab that is approved by Mount Enterprise ISD.
SECOND OFFENSE	The student shall be suspended from any extracurricular activity and from parking a vehicle on school property for 90 calendar days following the date the student and parent are notified of the test results.
THIRD OFFENSE	The student shall be suspended from any extracurricular activity or from parking a vehicle on school property for 365 calendar days following the date the student and parent are notified of the test results.
FOURTH OFFENSE AND BEYOND	The student shall be suspended from participation in any extracurricular activity or from parking a vehicle on school property for 365 calendar days following the date the student and parent are notified of the test results.
APPEALS	A student or parent may appeal a decision made under this policy in accordance with FNG(LOCAL). The student shall be ineligible for participation in extracurricular activities or to park a vehicle on school property while the appeal is pending.
EXTRA-CURRICULAR ACTIVITIES	The following is a list of extra-curricular activities or other that will be covered under the random drug testing program, but not limited to: <ol style="list-style-type: none">1. Athletics2. Band3. Theatre/OAP4. Ag/FFA5. FCCLA6. STUCO7. UIL Academics8. Parking privileges/permit9. Model UN/Robotics10. Cheerleading/Mascot

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EXTRA-
CURRICULAR
CLASS PERIOD

A student that tests positive for one of the banned substances will be able to attend academic classes and classes that are extra-curricular in nature such as athletics period, band period, theatre period, etc. while on suspension, during the school day. Activities allowed in the extra-curricular class period will be at the discretion of the teacher/coach, in conjunction with the campus principal and/or superintendent.