

STUDENT DRUG TESTING PROGRAM EXTRACURRICULAR ACTIVITIES

The Afton Board of Education, in an effort to protect the health and safety of its students from illegal and/or performance-enhancing drug use and abuse, thereby setting an example for all other students of the Afton Public School District, has adopted the following policy for drug testing of students in grades 7-12. This policy is mandated for students in grades 7-12 who participate in extracurricular activities and gives an opportunity for those students in grades 7-12 who do not participate in extracurricular activities to be tested voluntarily.

Purpose and Intent

It is the desire to the board of education, administration, and staff that every student in the Afton Public School District refrain from using or possessing illegal drugs. The administration and board of education realize that their power to restrict the possession or use of illegal drugs is limited. This policy is intended to complement all other policies, rules, and regulations of the Afton Public School District regarding possession or use of illegal drugs.

Participation in school-sponsored extracurricular activities such as interscholastic athletics at the Afton Public School District is a privilege. Students who participate in extracurricular activities are respected by the student body and are expected to hold themselves as good examples of conduct, sportsmanship, and training. Accordingly, students in extracurricular activities carry a responsibility to themselves, their fellow students, their parents/custodial guardian, and their school to set the highest possible examples of conduct, which includes avoiding the use or possession of illegal drugs. Additionally, this school district is contracted to follow the rules and regulations of the OSSAA whose rules specifically state: A student under a discipline plan or whose conduct or character outside the school is such as to reflect discredit upon the school shall be ineligible until reinstated.

The purposes of this policy are to prevent illegal drug use, to educate students as to the serious physical, mental, and emotional harm caused by illegal drug use; to alert students with possible substance abuse problems to the potential harms of illegal drug use; to help students avoid drugs; to help students get off drugs; to prevent injury, illness, and harm as a result of illegal drug use; and to strive within this school district for an environment free of illegal drug use and abuse. This policy is not intended to be disciplinary or punitive in nature. The sanctions of this policy relate solely to limiting the opportunity of any student found to be in violation of the policy to participate in any extracurricular activities. There will be no academic sanctions for violations of this policy.

Illegal drug use of any kind is incompatible with participation in any extracurricular activities on behalf of the school district. For the safety, health, and well being of the students of the district, this policy has been adopted for use by all participant students in grades 9-12 for extracurricular activities and grades 7-12 for voluntary.

STUDENT EXTRACURRICULAR ACTIVITIES CONTRACT (Cont.)

Definitions:

Voluntary means a student that is not a member of any extracurricular activity/organization.

Student athlete or athlete means a member of the high school sponsored interscholastic athletic team. This includes athletes and cheerleaders.

Extracurricular means those activities that take place outside the regular course of study in school and **participants** are those students involved in activities including, but not limited to, academic team, FCCLA, FFA, instrumental or vocal music, student council, and activities sponsored through the Vo-Tech system.

Drug use test means a scientifically substantiated method to test for the presence of illegal or performance-enhancing drug or the metabolites thereof in a person's urine.

Random tests are given monthly to participants from the pool.

Random selection basis means a mechanism for selecting students for drug testing that: results in an equal probability that any student from a group of students subject to the selection mechanism will be selected, and

does not give the school district discretion to waive the selection of any voluntary student, student athlete, or extracurricular activities participant selected under the mechanism.

Follow up tests can be weekly, at random, any time a student has tested positive, or may be under suspicion of being under the influence.

Illegal drugs means any substance which an individual may not sell, possess, use, distribute, or purchase under either federal or state law. Illegal drugs include, but is not limited to, all scheduled drugs as defined by the Oklahoma Uniform Controlled Dangerous Substance Act, all prescription drugs obtained without authorization, and all prescribed and over-the-counter drugs being used for an abusive purpose.

Performance-enhancing drugs include anabolic steroids and any other natural or synthetic substance used to increase muscle mass, strength, endurance, speed, or other athletic ability. The term "performance-enhancing drugs" does not include dietary or nutritional supplements such as vitamins, minerals, and proteins which can be lawfully purchased in over-the-counter transactions.

Positive, when referring to a drug use test administered under this policy, means a toxicological test result which is considered to demonstrate the presence of an illegal or a performance-enhancing drug or the metabolites thereof using the standards customarily established by the testing laboratory administering the drug use test.

Reasonable suspicion means a suspicion based on specific personal observations concerning the appearance, speech, or behavior of a student that is voluntarily participating in the drug testing program, student athlete, or extracurricular participant, and reasonable inferences drawn from those observations in the light of experience. Information provided by a reliable source, if based on personal knowledge, shall constitute reasonable suspicion. In the context of performance-enhancing drugs, reasonable suspicion specifically includes unusual increases in size, strength, weight, or other athletic abilities.

Self-referral is when a participant believes he/she will test positive for illegal or performance enhancing drugs, prior to submission for a drug test under this policy, so notifies the superintendent, principal, coach, or sponsor of such belief.

STUDENT EXTRACURRICULAR ACTIVITIES CONTRACT (Cont.)**Procedures:**

A urine screen to detect the presence of illegal drugs, which could have a harmful effect on a student's health, will be conducted on a random basis for those students who are voluntarily participating in the program.

A physical examination signed by a parent/guardian is required before a student may participate on a school district athletic team. A urine screen to detect the presence of illegal or performance-enhancing drugs which could have a harmful effect on the prospective athlete's health and athletic performance will be included as part of that physical examination.

Student participants in extracurricular activities shall be provided with a copy of this policy and a student drug testing program consent form which must be read, signed, and dated by the student, parent or custodial guardian, and coach/sponsor before a participant student shall be eligible to practice in any extracurricular activity. The consent shall provide a urine sample (a) at the beginning of each school year or when the student enrolls in an extracurricular activity; (b) as chosen by the random selection basis; and (c) at any time requested based on reasonable suspicion to be tested for illegal or performance-enhancing drugs. No student shall be allowed to practice or participate in any extracurricular activity unless the student has returned the properly signed consent form.

All extracurricular activity participants shall be required to provide a urine sample for drug use testing for illegal drugs and/or performance enhancing drugs. Extracurricular participants who move into the district after the school year begins will have to undergo a drug test before they will be eligible for participation.

Drug use testing for extracurricular participants will also be chosen on a monthly selection basis from a list of all extracurricular participants in off-season or in-season activities. The school district will determine a monthly number of students' names to be drawn at random to provide a urine sample for drug testing for illegal or performance-enhancing drugs.

In addition to the drug test required above, any extracurricular participant may be required to submit to a drug use test for illegal drugs or performance-enhancing drugs or the metabolites thereof at any time upon reasonable suspicion by the administration and sponsor or administration and coach of the student.

Drug use testing will occur on a monthly selection basis from a list of all voluntary student participants. The school district will determine the number of students to be tested monthly and the names will be drawn at random to provide a urine sample for drug use testing for illegal drugs.

In addition to the random drug tests, participating students may be required to submit to a drug use test for illegal drugs at any time upon reasonable suspicion by the administrative staff.

STUDENT EXTRACURRICULAR ACTIVITIES CONTRACT (Cont.)

The school district will determine any necessary fees to be collected from students who are drug tested and when those fees will be collected. The cost of subsequent tests will be borne by the school district or appropriate activity fund.

Any drug use test required by the school district under the terms of this policy will be administered by or at the direction of a professional laboratory chosen by the school district that uses scientifically validated toxicological methods. The professional laboratory shall be required to have detailed written specifications to assure chain of custody of the specimens, proper laboratory control, and scientific testing.

All aspects of the drug use testing program, including the taking of specimens, will be conducted to safeguard the personal and privacy rights of students to a maximum degree possible. The test specimen shall be obtained in a manner designed to minimize intrusiveness of the procedure. In particular, the specimen must be collected in a restroom or other private facility with an enclosed stall or stalls. The administration shall designate a school employee of the same sex as the student to accompany the student to a restroom or other private facility. The school employee shall not observe the student while the specimen is being produced, but the school employee shall be present outside the stall to listen for the normal sounds of urination in order to guard against tampered specimens and to ensure an accurate chain of custody. The school employee shall verify the normal warmth and appearance of the specimen. If at any time during the testing procedure the school employee has reason to believe or suspect that a student is tampering with the specimen, the school employee may stop the procedure and inform the administration who will then determine if a new sample should be obtained. The school employee shall give each student a form on which the student may list any medications he/she has taken or is taking or any other legitimate reasons for having been in contact with illegal drugs or performance-enhancing drugs in the preceding 30 days. The parent or legal guardian shall be able to confirm the medication list submitted by their child during the 24 hours following any drug test. The medication list shall be submitted to the lab in a sealed and confidential envelope.

Confidentiality:

If the drug use test for any student has a positive result, the laboratory will contact the superintendent or designee with the results. Procedures for maintaining confidentiality will be practiced. The superintendent or designee will contact the principal, the student, counselor, the head coach/sponsor, and the parent or custodial guardian of the student and schedule a conference. At the conference, the student will be given the opportunity to submit additional information to the superintendent or to the lab. The school district will rely on the opinion of the laboratory, which performed the test in determining whether the positive test result was produced by other than consumption of an illegal drug or performance-enhancing drug. Under no circumstance will results from a drug test under this policy be turned over to any law enforcement officer or agency.

STUDENT EXTRACURRICULAR ACTIVITIES CONTRACT (Cont.)**Appeal:**

A student who has been determined by the superintendent to be in violation of this policy shall have the right to appeal the decision to the superintendent or designee(s). Such appeal must be lodged within three school days of notice of the initial report of the offense as stated in this policy. The superintendent or designee(s) shall then determine whether the original finding was justified. There is no further appeal right from the superintendent's decision and the decision shall be conclusive in all respects. Any necessary interpretation or application of this policy shall be in the sole and exclusive judgment and discretion of the superintendent, which shall be final and nonappealable.

Consequences:

Once a student has tested positive and receives another positive test result within 90 school days (could be continued into the following school year), the student will automatically be on the next step.

First positive test. The student will be suspended from participation in all extracurricular activities for one (1) week. One week will start on Monday after receiving a positive test result. The student and parent/guardian must attend one counseling session with the Afton public Schools counselor. The counseling session will be held during a two-week period following the positive test result. The student will be required to retest at the next scheduled testing time.

Second positive test. The student will be suspended for two (2) weeks from participation in any school-sponsored activity beyond the normal classroom setting. Two weeks will start on Monday after receiving a positive test result. The student and parent/guardian must attend two counseling sessions with the Afton Public School's counselor. The counseling sessions will be held during a two-week period following the positive test result. The student will be required to retest at the next scheduled testing time.

Third positive test. The student will be suspended for one semester or 90 school days (based on the date of the positive result) from participation in any school-sponsored activity beyond the normal classroom setting. The Afton Public School's counselor will coordinate an in-depth counseling program for the student throughout the semester. A negative test result will be required prior to returning to any extracurricular activity.

Fourth positive test. The student will be suspended for one year or 180 school days (based on the date of the positive result) from participation in any school-sponsored activity beyond the normal classroom setting. The Afton Public School's counselor will coordinate an in-depth counseling program for the student throughout the year. A negative test result will be required prior to returning to any extracurricular activity.

STUDENT EXTRACURRICULAR ACTIVITIES CONTRACT (Cont.)

Self Referral. A student who self-refers to the superintendent, principal, coach, or sponsor before submitting to a drug test will be considered to have committed his/her first offense under this policy, and will be required to retest as would a student who has tested positive.

Refusal to submit to a drug test. If a participant student refuses to submit to a drug test under this policy, such student shall not be eligible to participate in any extracurricular activity, including all meetings, practices, performances, and competition and will be considered to have tested positive. The student will remain ineligible until a test reveals no drug abuse.

The cost per test is subject to change depending on the drug testing vendor's cost to the school.

The cost must be paid in full prior to participation. The cost for a retest resulting from a positive test result will be the responsibility of the student.

Statement of Purpose and Intent:

Participation in school-sponsored extracurricular activities at the Afton School District is a privilege and not a right. Such privilege is governed by the district policy on Student Possession or Use of Alcohol and Illegal Drugs and Participation in Extracurricular Activities. Alcohol and illegal drug use of any kind is incompatible with participation in extracurricular activities on behalf of the Afton Public Schools. Students who participate in these activities are respected by the student body and are expected to hold themselves as good examples of conduct, sportsmanship, and training. Accordingly, student participants in extracurricular activities carry a responsibility to themselves, their fellow students, their parents, and their school to set the highest possible examples of conduct, which includes avoiding the use or possession of alcohol or illegal drugs.

Participation in Extracurricular Activities

For the safety, health, and well-being of the students of the Afton Public School District, the district has adopted the attached policy on Student Possession or Use of Alcohol and Illegal Drugs and Participation in Extracurricular Activities and this Student Extracurricular Activities Contract, which shall be read, signed, and dated by the student participant, parent or custodial guardian, and coach/sponsor before such participant shall be eligible to practice or participate in any extracurricular activity. No student shall be allowed to practice or participate in any extracurricular activity unless the student has returned the properly signed Student Extracurricular Activities Contract.

Student's Name _____

Grade _____

I understand, after having read the policy on Student Possession or Use of Alcohol and Illegal Drugs and Participation in Extracurricular Activities and this Student Extracurricular Activity Contract, that, out of care for my safety and health, the Afton School District enforces the rules applying to the consumption or possession of alcohol and/or illegal drugs. As a member of an Afton Public Schools organization, I realize that the personal decisions that I make daily in regard to the consumption or possession of alcohol and/or illegal drugs may affect my health and well-being as well as the possibly endangerment of those around me and reflect upon any organization with which I am associated. If I choose to violate school policy regarding the use or possession of alcohol and/or illegal drugs any time during the school year, I understand, upon determination of that violation, I will be subject to the restriction of my participation as outlined in the policy.

Signature of Student _____ Date _____

We have read and understand the policy on Student Possession or Use of Alcohol and Illegal Drugs and Participation in Extracurricular Activities and this Student Extracurricular Activities Contract. We desire that the student named above participate in the extracurricular activity programs of the Afton Public Schools and we hereby agree to abide by all provisions of the policy.

Signature of Parent or Custodial Guardian _____ Date _____

NON-EXTRACURRICULAR PARTICIPANT
VOLUNTARY CONSENT TO PERFORM DRUG TESTING
----- SCHOOL YEAR

I understand drug testing at Afton Public Schools is voluntary and will be conducted on a random basis as set forth in school policy. I understand fully that my performance as a student and the reputation of my school are dependent, in part, on my conduct as an individual. I hereby agree to accept and abide by the standards, rules, and regulations set forth by the Afton School District.

I also authorize the Afton School District to conduct a drug use test on a urine specimen I will provide. I also authorize the release of information concerning the results of such a test to the superintendent or designee of the Afton School District and to my parents and/or guardians. I understand that these results will also be made available to me.

This shall be deemed consent pursuant to the Family Education Rights and Privacy Act for the release of the information to the parties named above.

I understand that this consent for testing will remain in effect for the 2008-09 school year.

CHOOSE ONE OPTION BELOW

____ I wish to participate in voluntary random drug testing.

____ Student _____ Grade _____ Date _____

____ Parent/Custodial Guardian _____ Date _____

____ I do not want to participate in voluntary random drug testing.

____ Student _____ Grade _____ Date _____

____ Parent/Custodial Guardian _____ Date _____