

## RANDOM DRUG TESTING

In addition to its curriculum, Firelands Local School provides additional opportunities to its students including the ability to obtain parking privileges and to participate in interscholastic athletics. These opportunities are privileges and are subject to regulation by the Board.

The Firelands Local School District Board of Education ("Board of Education" or "Board") desires to implement a Random Drug Testing Policy to promote the health, safety and welfare of students within the District. This policy reflects the commitment of the Board and the community to establishing a truly drug and alcohol free school environment. This policy applies to all of the following students in grades 9-12:

1. student athletes;
2. student drivers (i.e., students possessing District driving and/or parking privileges).

The program does not affect the current policies, practices, or rights of the Board regarding student drug and/or alcohol possession or use, where reasonable suspicion is established by means other than drug and/or alcohol testing through this policy.

Although students risk the loss of the above-named privileges, the random drug testing policy is designed to be non-punitive with regard to academics. No student will be suspended or expelled from school or penalized academically as a result of a certified positive test conducted by the District under this policy. The results of random drug tests will not be documented in any student's academic records. Such results will not be disclosed to criminal or juvenile authorities unless otherwise required by law.

Purposes of this Policy Shall Be:

1. To provide a healthy and safe environment to all students to which this policy applies.
2. To discourage all students from using drugs and alcohol.
3. To provide students with the opportunity to become leaders in the student body for a drug and alcohol free school.
4. To provide solutions for the student who does use drugs and alcohol.
5. To encourage students to remain drug and alcohol free by providing a legitimate reason for students to refuse to use illegal drugs.

All students and parents/guardians/custodians must sign an "Informed Consent Agreement" for drug testing in order to be eligible for the above-named privileges. Once a signed form is on file with the District, it remains valid for all privileged activities while the student remains enrolled at the District.

The principal/designee will make all final decisions regarding any drug testing issues within his/her building.

## **Definitions**

### **Student Athlete**

Any student in grades 9-12 participating in a District athletic program and/or contests under the control and jurisdiction of the Board and/or the Ohio High School Athletic Association (OHSAA). This policy also includes cheerleaders and other club sports that are approved by the Board.

### **Student Driver**

Any student in grades 9-12 possessing District driving and/or parking privileges.

### **Drug Testing Effectivity**

### **Periods Student Athletes**

In-season start dates will begin as published by the OHSAA or sanctioning organization and continue until the completion of the awards program for that sport for the District. There are three athletic seasons: fall, winter, spring. A participant whose activity is not in-season at the time of the participant's violation of this code shall be considered an off-season participant. Students may be tested during the off-season. A student is not considered an "off-season" athlete until they have been a member of an interscholastic sport.

### **Student Drivers**

Student drivers will be subject to random drug and alcohol testing during the entire school year (i.e. the first day of classes in the fall until the last day of classes in the spring).

### **Illegal/Illicit Drugs**

Nicotine (tobacco), marijuana, LSD, amphetamines, methamphetamines, methadone, anabolic steroids, methaqualone, barbiturates, benzodiazepines (Valium), opiates, cocaine, propoxyphene (Darvon), MD/MA (ecstasy), phencyclidine, tricyclic, buprenorphine, oxycodone, and/or any substances included in 21 U.S.C. 802(6). This definition also includes all prescribed and over-the-counter drugs being used in any way other than for medical purposes in accordance with the directions for use provided for in the prescription or by the manufacturer.

### **Alcohol**

Any intoxicating liquor, beer, wine, mixed beverage, or malt liquor beverage as defined in the Ohio Revised Code Section 4301.01. The term "alcoholic beverage" includes any liquid or substance, such as "near beer" which contains alcohol in any proportion or percentage. The term "alcoholic beverage" does not include a substance used for medical purposes in accordance with directions for use provided in a prescription or by the manufacturer and in accordance with District policy and rules related to the use of prescription and non-prescription drugs, provided the substance is a) authorized by a medical prescription from a licensed physician and kept in the original container, which shall state the student's name and directions for use or b) an over-the-counter medicine.

## **Type of Testing**

### **1. Random**

At the beginning of each season and/or school year, all student athletes and student drivers parking on school property will be eligible for random drug testing. The collection process will take place on Board property or at a Board-approved testing facility. The head coach or principal/designee are responsible for ensuring that all student athletes and student drivers parking on school property and their parent/guardian/custodian properly sign the "Informed Consent Agreement" prior to testing.

#### **A. Random selection of eligible students:**

The drug testing company will use a system to ensure that students are selected in a random fashion. Students may be tested more than once per season and/or school year.

#### **B. Scheduling of random testing:**

Random testing will be unannounced. The day and date will be selected by the school administration along with the frequency and percentage of students tested.

### **2. "Opt In" Student Drug Testing Program**

Parents/Guardians/Custodians that have students who are not involved in athletics or who do not possess District driving and/or parking privileges may have their students participate in the drug testing program at the expense of the Board. Interested parents/guardians/custodians should contact the principal/designee for additional information.

## **Refusal to Test**

Refusal to submit to a random or reasonable suspicion test will constitute a violation of this policy and will be treated as a positive test result.

## **Vendor Requirements:**

The Board or their designee shall select a vendor to carry out this policy. The vendor shall be an independent company and will oversee the collection of test specimens as outlines in this policy and shall be responsible for maintaining a documented record of the test specimen's chain of custody.

## **Collection Process (Urine Screens)**

The student will be notified to report to the collection site. A specimen from the student will be collected as follows and all students must follow this process:

1. All students must have a picture ID or be identified by the principal/designee. No exceptions will be allowed.
2. Drug testing area must be secured during the testing.

3. Only lab technicians, designated District administrators and students will be present in the drug testing area.
4. Privacy must be kept for all students.
5. The principal/designee is responsible for ensuring that all of the forms are completed and signed by both parent/guardian/custodian and student. No student is to enter the collection site until forms, and proper ID are completed.
6. When students arrive and cannot give a sample, they will need to start drinking water, pop or juice.
7. No bags, backpacks, purses, cups, containers or drinks will be allowed to enter the collection area. All coats, vests, jackets, sweaters, hats, scarves or baggy clothing must be removed before entering the collection site. Only pants and t-shirts or dresses may be worn in the collection area. Any infringement of the rules will result in the student taking the test over.
8. Students processed by the lab technician who cannot produce a sample will be kept in a secured area to wait until they can test. If they leave this area they will not be allowed to test and this will be considered a "refusal to test."
9. Students will be asked to hold out their hands and a sanitizer will be put on their hands or will wash hands with water. The bathroom personnel will add a dye to the toilet.
10. Students will be asked to urinate directly into the collection cup given to them by the lab personnel. The lab technician will stand outside the stall and listen for normal sounds of urination.
11. The lab checks every sample for adulterations, such as additives that the student drinks or adds to his/her urine to change the sample. Any and all adulterations of the specimen will be detected and considered the same as a "refusal to test." A retest will be required within 24 hours.
12. Any suspicion of tampering with the sample will be brought to the tester's attention. The sample will be screened or sent to the lab for immediate confirmation of tampering.
13. The sample must be taken in one attempt and be at least 30 ml in size. The student must hand the cup to the lab technician.
14. Students are not to flush the toilets or urinals. In the event that a student flushes the toilet he/she will be required to give a new sample immediately or the sample will be invalid.
15. With student watching, the lab technician will recap the sample and hand it to the student who must then return it to the intake technician. In the event that the student does not hand the cup directly to the intake technician, the sample is invalid and a new sample must be taken. If the student leaves the collection area or has contact with anyone, the sample will be invalid and the student will have to give another sample.

This collection procedure is subject to change because of procedural requirements by the testing agency. The Board reserves the right to change the collection procedure to coincide with the testing guidelines set forth by the testing agency.

When using rapid screens, all non-negative screens will be sent out with a chain of custody to a certified laboratory for confirmation. A certified medical review officer will verify the positive test.

### **Results of a Positive Test**

Any positive urine alcohol and/or drug test results will be made known to the building administrator, who in turn will notify the parents/guardians/custodians and student.

### **If a Positive Test Occurs:**

#### **1. The First Violation**

1. The student will have to make an appointment with a certified chemical dependency counselor (or at an agency certified by the Ohio Department of Health and Human Services and/or the Ohio Department of Alcohol and Drug Addiction Services) for chemical dependency assessment and then follow the recommendations of the counselor. The student and/or parent/guardian/custodian is responsible for all expenses and for providing the building principal with documentation that the student completed all recommendations of the counselor.
2. The student will submit to five drug tests during the next six months.

#### **2. The Second Violation**

The student is denied participation for 50% of the athletic season and denied district driving and parking privileges for 90 school days. A student who tests positive shall meet with the superintendent or their designee. The student will be required to submit to weekly or random testing for the remainder of the current season and during the time student driving and parking privileges are denied. The student will have to make an appointment with a certified chemical dependency counselor (or at an agency certified by the Ohio Department of Health and Human Services and/or the Ohio Department of Alcohol and Drug Addiction Services) for chemical dependency assessment and then follow the recommendations of the counselor. The student and/or parent/guardian/custodian is responsible for all expenses and for providing the building principal with documentation that the student completed all recommendations of the counselor.

Failure to complete these requirements may result in permanent denial of participation in privileged activities during the student's career at Firelands High School.

#### **3. The Third Violation**

The student shall be permanently denied participation in athletics and District driving and/or parking privileges immediately.

Violations are cumulative throughout the student's secondary school career. (Grades 9-12).

## Self-Referrals

A student may give a self-referral, which may be done only once in four years. Self-referrals can only happen before a test is done.

A self-referral occurs when a student asks a coach, advisor, director, counselor, administrator or any other school personnel for help and an assessment prior to any known violations of this policy. A self-referral will not be subject to any disciplinary action provided that:

- 1 . The student completes a drug assessment and counseling program and verification is provided to the principal/designee. The counselor and or agency must be certified by the Ohio Department of Health and Human Services and/or the Ohio Department of Alcohol and Drug Addiction Services. The student and/or parents/guardians/custodians must pay for this expense.
2. The student agrees to submit to five follow-up drug tests within six months. The testing dates will be determined by the principal/designee and testing will be completed by the District's drug testing company. If the student tests positive during the follow-up drug tests, the student will be subject to first-time offence consequences.

[Adoption date: ]

LEGAL REF.: ORC [3313.20](#)

CROSS REFS.: [IGD](#), Co-curricular and Extracurricular

Activities [IGDJ](#), Interscholastic Athletics

[JFCH](#), Alcohol Use by

Students [JFCI](#), Student Drug

Abuse

[JO](#), Student Records

RANDOM DRUG TESTING  
(Informed Consent Agreement)

STUDENT NAME \_\_\_\_\_ GRADE \_\_\_\_\_

AS A STUDENT:

- I understand and agree that participation in athletic activities, parking and driving are privileges that may be withdrawn for violations of the Firelands Local School District's Drug Testing Policy.
- I have read the Drug Testing Policy and thoroughly understand the consequences that I will face if I do not honor my commitment to the Drug Testing Policy.
- I understand that when I participate in any athletic program, have parking or driving privileges, I will be subject to random urine drug and alcohol testing, and if I refuse, I will not be allowed to practice or participate in any athletic activities, or be permitted to park or drive on school grounds. I have read the informed consent agreement and agree to its terms.
- I understand this agreement is binding while I am a student in the Firelands Local School system.

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STUDENT SIGNATURE

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DATE

AS A PARENT/GUARDIAN/CUSTODIAN:

- I have read the Firelands Local School District drug testing policy and understand the responsibilities of my son/daughter as a participant in athletic activities or as a student driver parking on school property in the Firelands Local School District.
- I pledge to promote healthy lifestyles for all students in the Firelands Local School District.
- I understand that my son/daughter, when participating in any athletic program, or have parking or driving privileges, will be subject to random urine drug and alcohol testing, and if he/she refuses, will not be allowed to practice or participate in any athletic activities, or be permitted to park or drive on school grounds.
- I have read the informed Consent Agreement and agree to its terms.
- I understand this agreement is binding while my son/daughter is a participant in athletics, extracurricular activities and or driving or parking privileges in the Firelands Local School District.

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PARENT/GUARDIAN/CUSTODIAN SIGNATURE

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DATE

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PARENT/GUARDIAN/CUSTODIAN PRINTED NAME

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CELL OR WORK PHONE