

Book	Policy Manual
Section	5000 Students
Title	DRUG TESTING
Code	po5530.01
Status	Active
Adopted	September 13, 2010

5530.01 - **DRUG TESTING**

The Board recognizes the importance of providing learning opportunities for students through involvement in athletics and other extra-curricular activities. The Board also recognizes and accepts its responsibility to take a stand against the use of unauthorized and illegal drugs or substances by students at any time.

The Board may require that each student participating in one of the Corporation's interscholastic athletic programs, extra-curricular programs, or driving to school, sign an enrollment application agreeing that the student will participate in a random drug-testing program, conducted and paid for by the Corporation, during the term in which the student will be participating.

The Corporation's drug-testing program may include urinalysis tests, saliva screening and/or breathalyzer to determine if the Student Code of Conduct has been violated. The Corporation will also see that:

- A. testing is administered randomly;
- B. tests will produce consistently reliable results;
- C. in addition to standard screening testing, gas chromatography testing may be used:
IN EITHER CASE, A BACK-UP TEST OR SCREENING WILL BE ADMINISTERED.
- D. the privacy of students is protected during the collection of the sample;
- E. the privacy of the student is protected by limitations on the disclosure of the test results.

In addition to standard screening testing, if the original test results are challenged, a backup test will be administered at the student's or parent's expense.

The building principal shall be responsible for administering the drug-testing program and imposing sanctions for all students who violate this policy.

Test results will not become a part of the student's permanent record. Test information will not be disclosed to law enforcement authorities unless subpoenaed in a legal proceeding. In the event that the Corporation is required to release the information, the student and his/her parents will be notified before the response is made.

Any student who tests positive for any drug other than a prescribed medication shall be removed from the athletic activity, the extra-curricular activity, and/or denied the privilege of driving to school.

Legal	I.C. 20-26-3
	I.C. 20-26-5-4
	I.C. 20-30-15-6
	Linke v. Northwestern School Corporation (763 N.E. 2nd 972)

Book	Policy Manual
Section	5000 Students
Title	EXTRA-CURRICULAR ACTIVITIES DRUG TESTING PROGRAM
Code	po5530.02
Status	Active
Adopted	July 15, 2013
Last Revised	December 9, 2019

5530.02 - EXTRA-CURRICULAR ACTIVITIES DRUG TESTING PROGRAM

The Mission of Lawrenceburg Community School Corporation

Lawrenceburg Community School Corporation's Mission is to provide academic excellence to all students, preparing them for post-secondary opportunities in the changing global economy. From full-day kindergarten to rigorous academic courses at the high school, staff are dedicated to see that learning occurs in a safe, nurturing instructional environment that is focused on the whole child.

Introduction

The effective date of this program is August 1, 2013 (revised 6/29/17 and 12/9/19). This program does not affect the current policies, practices, or rights of Lawrenceburg Community School Corporation with drug and/or alcohol possession or use, where reasonable suspicion is obtained by means other than drug testing through this policy. Lawrenceburg Community School Corporation reserves the right to test any student who at any time exhibits cause for reasonable suspicion of drug and/or alcohol usage.

Reasonable Concern

Lawrenceburg Community School Corporation has a strong commitment to the health, safety and welfare of its students. Results of studies throughout the United States, and an increased substance abuse problem in Dearborn County, Indiana, indicate that education alone, as a preventive measure, is not effective in combating substance abuse. Statistics show that the mission of Lawrenceburg Community School Corporation has not been realized. Our commitment to maintaining the extra-curricular activities in as a safe and secure educational environment requires a clear policy and supportive programs relating to detection, treatment, and prevention of substance abuse by students involved in extra-curricular activities.

Purpose

Students involved in extra-curricular activities need to be exemplary in the eyes of the community and other students. It is the purpose of this program to prevent students from participating in extra-curricular activities while he/she has drug residues in his/her body. And it is the purpose of this program to educate, help, and direct away from drug and alcohol abuse and toward a healthy and drug free participation.

Scope

Participation in extra-curricular activities is a privilege. This policy applies to all Lawrenceburg Community School Corporation students in grades 6-12 who wish to participate in extra-curricular activities that are listed in the current student handbook and any other school sponsored extra-curricular activities not listed. It also includes any student who wishes to drive to school, from school or during school.

Legal Obligation

Indiana Code 20-8.1-7 sets forth health measures to be governed by school officials. Most specifically, IC 20-8.7-3 establishes the responsibility of schools to assist children found to be ill or in need of treatment.

Drug Education

Each prospective participant shall receive a copy of this policy through the online registration process. The policy will be explained to them by an administrator at class meetings each year.

Consent Form (See Form 5530.02 F1)

Each extra-curricular participant shall be provided with a "consent form" through the online registration process or hard copy, which shall be dated and signed by the participant and by the parent/guardian. In so doing, the student is agreeing to participate in the random drug testing program at Lawrenceburg Community School Corporation.

Parents may request that their child participate in the program even if they are not participating in extra-curricular activities or driving.

It is **mandatory** that each student who participates in extra-curricular activities sign the "consent form" prior to participation in any extra-curricular activity. Failure to comply will result in non-participation.

Testing Procedure

- A. The selection of participants to be tested will be done randomly by the testing laboratory, and selections will be made from time to time throughout the school year. Names will be drawn from one large pool of those agreeing to be tested. Testing may occur on a different day, Monday through Saturday. This variable schedule will keep students conscious of the possibility of being tested at any time during the year. Each student will be assigned to a number that will be placed in the drawing.
- B. If the student shows signs of reasonable suspicion, the principal/administrative designee may require the student to be tested. The student's parent/guardian will be notified. Factors will include but are not limited to, excessive discipline problems and or excessive absences from school.
- C. No student will be given advance notice or early warning of the testing. In addition, a strict chain of custody will be enforced to eliminate invalid tests or outside influences.
- D. Upon being selected for a urinalysis test under this policy, either by random draw, reasonable suspicion, request of a parent/guardian, or a "follow-up test, a student will be required to provide a sample of "fresh" urine according to the quality control standards and policy of the laboratory conducting the urinalysis.
- E. All students will remain under school supervision until they have produced an adequate urine specimen. If unable to produce a specimen, the student will be given up to 24 ounces of fluid. If still unable to produce a specimen within two hours, the student will be told he/she is no longer eligible for any of the extra-curricular activities. In addition, the parent/guardian will be telephoned and informed the student is unable to produce a sample for the testing procedure and that he/she will be tested at a later time to be reinstated for eligibility.
- F. All specimens registering below 90.5 degrees or above 98.8 degrees Fahrenheit will be invalid. There is a heat strip on each of the specimen bottles indicating the validity of the urine specimen by temperature. If this occurs, the student must give another specimen.
- G. If it is proven that tampering or cheating has occurred during the collection, the student will become ineligible for all the "extra-curricular activities" for the remainder of the school year. This will be reported to the parent/guardian.
- H. Immediately after the specimen is taken, the student may return to class with an admit slip or pass with the time he/she left the collection site. The principal/administrative designee must issue the pass.
- I. The specimens will then be turned over to the testing laboratory, and each specimen will be tested for alcohol, nicotine, and "street drugs" (which may include all drugs listed as controlled substances under the law of the state of Indiana). Also "performance enhancing" drugs such as steroids may be tested.
- J. The laboratory selected must follow the standards set by the Department of Health and Human Services.

It must be certified under the auspices of the Clinical Laboratory Improvement Act (CLIA) and the Joint Commission of Accreditation of Healthcare Organizations (JCAHO).

Chain of Custody

- A. The certified laboratory will provide training and direction to those who supervise the testing program, set-up the collection environment, and guarantee specimens and supervise the chain-of-custody. To maintain anonymity, the student's number, not name will be used.

- B. The principal/administrative designee will be responsible for escorting students to the collection site. The student should bring all materials with him/her to the collection site and should not be allowed to go to his/her locker. (The administrator should not bring all the students drawn from the pool to the collection simultaneously. Calling four or five students at a time allows the collections to be carried out quickly and will not cause students to wait a long time, thereby creating a loss of important time from class. Athletes may be called after school, perhaps during practice time).
- C. Before the student's urine sample is tested by the laboratory, the student will agree to fill out, sign and date any form which may be required by the testing laboratory. If a student chooses, he/she may notify the administrator that he/she is taking a prescription medication.
- D. A sanitized kit containing a specimen bottle will be given to each student. The bottle will remain in the student's possession until a seal is placed upon the bottle. The student will sign that the specimen has been sealed. The seal may be broken only by the lab testing the specimen.
- E. If the seal is tampered with or broken, after leaving the student's possession and prior to arriving at the lab, the specimen is invalid. The student will be called again as soon as possible. The student will remain eligible for extra-curricular activities subsequent to a retest.
- F. The supervisor obtaining the urine specimen will be of the same gender as the student. Students will be instructed to remove everything from their pockets prior to entering the restroom. The door will be closed so that the student is by himself/herself in the restroom to provide a urine specimen. The supervisor will wait outside the restroom. The commode will contain a blue dye so the water cannot be used to dilute the sample. The faucets in the restrooms will be taped or shut off.
- G. After it has been sealed, the specimen will be sent to the testing laboratory. The testing laboratory will report the results back to the principal/administrative designee.
- H. In order to maintain confidentiality, the container which contains the urine specimen to be tested will not have the name of the student on the container. Also the results sheet for the urinalysis will be emailed or mailed back to the principal/administrative designee with no name attached; only the students random identification number will appear on the results sheet.

Test Results

- A. This program seeks to provide needed help for students who have a verified "positive" test. The students' health, welfare, and safety will be the reason for preventing students from participation in extra-curricular activities.
- B. The principal/administrative designee will be notified of a student testing "positive" (that is, if the test shows that drug residues are in the student's system after using at least two different types of analysis). The principal/administrative designee will notify the student and his/her parent/guardian. The student or his/her parent/guardian may submit any documented prescription, explanation, or information which will be considered in determining whether a "positive" test has been satisfactorily explained.
- C. If the test is verified "positive", the principal/administrative designee will meet with the student and notify his/her parent/guardian. The student and parent/guardian will be given the names of counseling and assistance agencies that the family may want to contact for help. **The student will be prevented from participating in extra-curricular activities until after a "follow-up" test is requested by the principal/administrative designee and the results are reported.** A "follow-up" test will be requested by the principal/administrative designee after such an interval of time that the substance previously found would normally have been eliminated from the body. If this "follow-up" test is negative, the student will be allowed to resume extra-curricular activity practices, but required to fulfill remaining consequences. If a second "positive" result is obtained from the "follow-up" test, or any later test of that participant, the same previous procedure shall be followed. In addition, the Lawrenceburg Community School Corporation reserves the right to continue testing at any time during the remaining school year any participating student who tested "positive" and did not provide a satisfactory explanation.
- D. Information on a verified "positive" test result will be shared on a "need to know" basis with the student's coach or sponsor. The results of the "negative" tests will be kept confidential to protect the identity of all students being tested.
- E. Drug testing result sheets will be returned to the principal/administrative designee identifying students by number and not by name.

Financial Responsibility

- A. Under this policy, Lawrenceburg Community School Corporation will pay for all initial random drug test, all initial reasonable suspicion drug tests, and all initial "follow-up" drug tests. (Once a student has a verified "positive" test result and has subsequently tested negative from a "follow-up" test, any future "follow-up" drug test that must be conducted will be paid for by the student or his/her parent/guardian).
- B. A request or appeal for another test of a "positive" urine specimen is the financial responsibility of the student or his/her parent/guardian.
- C. Counseling and subsequent treatment by non-school agencies is the financial responsibility of the student or his/her parent/guardian.

Confidentiality

Under this drug testing program, any staff, coach or sponsor of Lawrenceburg Community School Corporation who may have knowledge of the results of a drug test will not divulge to anyone the results of the test or the disposition of the student involved, other than in the case of a legal subpoena being made upon that person in the course of a legal investigation. Once again, this will underscore the Lawrenceburg Community School Corporation commitment to confidentiality with regards to the program.

Other Rules

Apart from this drug testing program, Greendale Middle School/Lawrenceburg High School and the coaching staff/sponsor of each sport/activity have their own training rules and requirements. Coaches/sponsors have the necessary authority to enforce those rules. Any student who violates a rule or requirement as a member of a team or activity will be subject to the consequences as defined in those rules and requirements.

Revised 6/29/17