

Hicksville Exempted Village Schools

Drug Testing Policy

2019-2020

Purpose Statement

The purpose of the drug testing policy is to provide a healthy and safe environment to all student-athletes participating in the athletic program at Hicksville Exempted Village Schools. The drug testing policy seeks to discourage all student-athletes from using drugs. The policy provides athletes with the opportunity to become leaders in the student body for a drug-free school and to provide solutions for the student-athlete who does use drugs. The drug testing policy also provides the school with positive guidelines and disciplinary policies for violations of the drug free policy.

This policy applies to all student-athletes in grades 9-12. This includes, but is not limited to: football, cheerleading, volleyball, cross country, golf, basketball, wrestling, baseball, softball, and track.

No student shall be suspended or expelled from school as a result of any certified “positive” test results. The results of a drug test will not be documented in any student’s academic record. Additionally, the results of a drug test will not be disclosed to authorities unless compelled by a valid and binding subpoena or other legal process. All students and parents must sign an “Informed Consent Agreement” for drug testing in order to be eligible to participate in athletics. The designated official will make all final decisions regarding any drug testing procedural issues.

*Note: For the purpose of this policy, the word “drug” is defined as any illegal/illicit drug.

1. DEFINITIONS

A. DESIGNATED OFFICIAL

The high school principal and/or the athletic director.

B. ATHLETES

Any student participating in a Hicksville Exempted Village Schools athletic programs. This includes, but not limited to: football, volleyball, cross country, golf, basketball, wrestling, track, baseball, softball, and cheerleading.

C. RANDOM SELECTION

The designated official will prepare and maintain a list of student participants and provide that list to the Community Memorial Hospital. Students will be selected by Community Memorial Hospital using a computer system that randomly selects students.

A student may be tested more than once a year. Drug testing is unannounced and is to be randomly conducted. The dates are selected by the designated official and confirmed by the Community Memorial Hospital.

D. ILLEGAL/ILLICIT DRUGS

Any substance in which an individual may not sell, offer to sell, possess, give, exchange, use, distribute, or purchase under State or Federal Law. This definition also includes steroids, 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.

E. DRUG ASSESSMENT AND COUNSELING

A program designated to assess the degree of dependence of a student on mood-altering chemicals or other illegal substances. Such a program shall include an educational component designed to teach the harmful nature of the mood-altering chemicals and any follow-up counseling and/or treatment deemed necessary by the assessing agency. The cost of any such chemical assessment, educational component, counseling and/or treatment shall be the responsibility of the student and/or his/her parent/guardian/custodian.

2. TYPES OF TESTING

A. RANDOM TESTING

At the beginning of each season and/or school year, all student-athletes and students participating in OHSAA sponsored athletics at Hicksville Exempted Village Schools will be eligible for drug testing. The collection process will take place on school property or at Community Memorial Hospital. The head coach for each sport and the designated official are responsible for ensuring that all student-athletes and their parents/guardians/custodians properly sign the "Informed Consent Agreement" for drug testing. Random testing may be done throughout the season (including summer months) and/or school year. In the event of a non-negative result, the specimen will be sent to a laboratory and a certified medical review officer will verify results.

1. Random Selection of Students: The Community Memorial Hospital will utilize a scientifically valid procedure to select students for random testing. Students may be tested more than once per season and/or school year. Student-athletes become eligible for the selection pool at the beginning of his/her sport season. Student-athletes become eligible for the selection pool on the first official day of practice (OHSAA coaching start date) of their first high school sport in which they participate. They remain in the pool until they are graduated unless they do not participate in a high school sport for one school year. If student-athletes refuse a drug test because they say they are no longer playing a sport, and later decide that they are going to participate, they must sit out 20% of the season and must take a drug test on a future testing date.
2. Scheduling Random Testing: Random testing will be unannounced. The drug testing date and times will be selected by the designated official. The frequency and percentage of students tested each time will be determined by the designated official.

B. REASONABLE SUSPICION

School officials will have the right to have a student tested for use of drugs when there is “reasonable suspicion” of drug use that does not rise to the level of discipline under the Student Handbook or Athletic Code. This applies to all student athletes in grades 9-12.

C. “OPT IN” STUDENT DRUG TESTING PROGRAM

Parents/Guardians/Custodians who have students enrolled in Hicksville Schools may have their students participate in the drug testing program at the expense of the parent. Interested parents/guardians/custodians should contact the Designated Official for additional information. Students will be added to the pool of those eligible for testing.

3. DRUGS FOR WHICH STUDENTS MAY BE TESTED

Each student-athlete may be tested for cocaine, amphetamines, methamphetamine, THC (marijuana), opiates (codeine/morphine), nicotine (tobacco), oxycodone, propoxyphene (Darvocet), benzodiazepine, barbiturates, PCP (phencyclidine), or any substances in which an individual may not sell, offer to sell, possess, give, exchange, use, distribute, or purchase under State or Federal Law. 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.

4. REFUSAL TO TEST

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

5. COLLECTION PROCESS

The following procedures will occur after students report to the collection site:

- A. All students must have a picture ID or be identified by the Principal/Designee. No exceptions will be allowed.
- B. The testing area must be secured during the testing.
- C. Only lab technicians, students, and designated school personnel will be present for the testing as privacy must be maintained for all students.
- D. The designate official is responsible for ensuring that the required forms have been completed and signed by parents/guardians/custodians, and students. No student is to enter the collection site until forms are completed and proper ID has been presented or student identification has been made by the principal/designee.
- E. When students arrive at the collection site and cannot give a sample, they will be asked to drink water provided by the designated official.
- F. No bags, backpacks, purses, containers, or drinks will be allowed to enter the collection area. Pockets must be emptied. All extra coats, jackets, or sweaters, etc. must be removed before entering the collection site. Any infringement of the rules will result in the student taking the test again.

- G. Students processed by the lab technicians 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. They are not to have contact with anyone until after the sample is given.
- H. Students will wash their hands with soap and water. The lab technician will add a dye to the toilet.
- I. Students will be asked to urinate directly into the collection cup given to them by the lab technician. The lab technician will stand outside the stall/restroom.
- J. If any adulteration of the specimen is detected, it will be considered a violation of the drug testing policy. The lab checks every sample for adulteration, such as additives that a student might drink or add to urine to change the sample. They are not called positives but have the same consequences. Adulteration is the intentional tampering with urine sample by a donor to avoid detection of illicit drug or alcohol use.
- K. Any suspicion of tampering with the sample will be brought to the tester's attention. If a sample is tampered with, the athlete must immediately provide a new sample.
- L. The sample must be taken in one attempt and be at least 30 ml in size. The student must return the cup to the lab technician.
- M. 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.
- N. Students will hand the sample to the lab technician. The lab technician will immediately test the sample and give the results to the student and the Designated Official.
- O. The specimen will be checked by the lab technicians at the time of testing using a rapid screen panel. Any "non-negatives" will be placed in the transport bag and sent to a laboratory and a certified medical review officer will determine the results.
- P. This collection procedure is subject to change because of procedural requirements by the testing agency. The Board of Education reserves the right to change the collection procedure to coincide with the testing guidelines set forth by the testing agency.
- Q. If students miss a random drug test that is held at Hicksville Schools because they attend the Four County Career Center or other educational facility (including homeschooled students), then they will be required to report to the lab at Community Memorial Hospital for testing as soon as they arrive at practice that day.

6. PROCEDURE IN THE EVENT OF A POSITIVE TEST

- A. All “non-negative” test results will be sent to a SAMHSA approved laboratory for confirmation.
- B. Positive results will be confirmed with the student by a medical review officer (MRO).
- C. If the MRO determines the drug use to be valid (prescription, etc.) the test would then be reported back to the designated official as negative. If no valid use of the drug is found to be present, the test would be reported to the Designated Official as confirmed positive.
- D. The confirmation process will take a few days. Athletes may be allowed to participate while the test results are verified.
- E. The designated official, within one (1) day of receiving the test results from the drug testing company, will attempt to notify the parent/guardian/custodian of the positive results. Once the parent/guardian/custodian is notified, the student will then be informed of the positive results.
- F. Consequences for violations of the drug testing policy are immediate, unless specified otherwise in this policy.
- G. If a positive drug test occurs and there is less than the designated denial of participation period left in the designated season or school year, the denial of participation will continue into the student’s next sports season, including the following year. If a student chooses to quit before a denial of participation has been served in its entirety, the denial of participation will carry over to the next competitive activity in which the student chooses to participate.

7. SELF-REFERRAL (Out of Season)

A self-referral occurs when a student admits to using drugs and asks a coach, administrator, or other school personnel for help and an assessment prior to any known violations of this policy and prior to being called randomly for testing. An athlete may give a self-referral one time during his or her four-year tenure at Hicksville Schools. Self-referral will not be subject to any disciplinary action provided that:

- A. The student-athlete can only self-refer BEFORE being called randomly for testing, or before information is brought to the administration that could lead to student athletic code violation.
- B. The student will participate in an Alcohol and Drug Education/Intervention Program beginning with an assessment from a certified chemical dependency counselor. The student-athlete must follow the counselor’s recommendations on additional counseling or programs. The cost of counseling, programs, and transportation is the responsibility of the student/parent.
- C. The student-athlete may be required to participate in a future random drug test as determined by the Designated Official.

A self-referral will become a first offense if:

- A. A law enforcement agency is involved in the investigation of a potential violation or either formal or informal charges have been filed before the student attempted to self-refer.
- B. A violation after a self-referral will become a 2nd offense.

SELF-REFERRAL (In Season)

A self-referral occurs when a student admits to using drugs and asks a coach, administrator, or other school personnel for help and an assessment prior to any known violations of this policy and prior to being called randomly for testing. An athlete may give a self-referral one time during his or her four-year tenure at Hicksville Schools. Self-referral will be subject to the disciplinary actions below:

- D. The student-athlete can only self-refer BEFORE being called randomly for testing, or before information is brought to the administration that could lead to student athletic code violation.
- E. The student will participate in a Drug Education/Intervention Program beginning with an assessment from a certified chemical dependency counselor. The student-athlete must follow the counselor's recommendations on additional counseling or programs. The cost of counseling, programs, and transportation is the responsibility of the student/parent.
- F. The student-athlete must sit out 10% of the contests in the season in which they participate.
- G. The student-athlete may be required to participate in a future random drug test as determine by the designated official.

A self-referral will become a first offense if:

- C. A law enforcement agency is involved in the investigation of a potential violation or either formal or informal charges have been filed before the student attempted to self-refer.
- D. A violation after a self-referral will become a 2nd offense.

Hicksville Schools Consent Form for Student- Athlete Drug Testing

In order to participate as a student-athlete at Hicksville Schools, I hereby give my consent to be tested for the presence of illegal drugs and controlled substances. In addition, I consent to be tested under the Student-Athlete Drug Testing program, if there is reasonable suspicion or cause that I have consumed drugs, or if a follow-up test is required for participation in the athletic program.

I further authorize the Community Memorial Hospital to conduct the drug test and to release the results of my test to the Designated Official and school administration of Hicksville Schools. In addition, I authorize Community Memorial Hospital and Hicksville Schools to release the results to my parent/guardian/ legal custodian. I waive any privilege I may have in connection with such information.

I understand that if I am chosen for testing, I will be responsible for following the collection process that has been set forth by Community Memorial Hospital and Hicksville Schools. I am aware that the drug tests will be conducted by the Community Memorial Hospital's lab and they will be responsible for ensuring a secure chain of custody for the urine specimen I provide.

I have read the drug testing policy and by signing this form, my parent/guardian/legal custodian and I consent to testing under the Student-Athlete Drug Testing policy as well as reasonable suspicion or cause/follow-up drug testing and understand that the Hicksville Board of Education and its administration, employees, and agents are hereby released from legal responsibility or liability for the release of such information and records as authorized by this form.

Printed Name of Student

Student Signature

Date

Printed Name of Parent/Guardian

Parent/Guardian Signature

Date

Student's Date of Birth