

**WYLIE INDEPENDENT SCHOOL DISTRICT**



**STUDENT RIGHTS AND RESPONSIBILITIES**

**DRUG TESTING POLICY**

**2015-2016**

STUDENT RIGHTS AND RESPONSIBILITIES  
INTERROGATIONS AND SEARCHES

FNF  
(LOCAL)

DRUG- TESTING POLICY	The District shall require random drug testing of any student in grades 7–12 who chooses to participate in school-sponsored extra-curricular activities or drive and/or park a vehicle on a school campus.
SCOPE	
COVERED ACTIVITIES	Covered activities for which testing is required include all school-sponsored extracurricular activities.
PURPOSE	The purpose of the Program is to deter student use of drugs.
DISTRIBUTION OF POLICY	The District shall provide each student and parent or guardian a copy of the Program policy and consent form prior to the student's participation in a school-sponsored extracurricular activity.
ORIENTATION MEETINGS	<p>When requested, the District shall conduct meetings with parents and interested student participants during which District employees shall explain the Program and review the policy and consent form.</p> <p>An educational presentation on the harmful effects of drug abuse shall be provided to students as part of the District's yearly educational program.</p>
CONSENT	Before a student is eligible to participate in a school-sponsored extracurricular activity or receive driving and parking privileges on District property, the student shall be required to sign on an annual basis a consent form agreeing to be subject to the rules and procedures of the Program. If the student is under the age of 18, the student's parent or guardian shall also sign the consent form. If appropriate consent is not obtained by the District, the student shall not be allowed to participate in any school-sponsored extracurricular activity or receive driving and parking privileges on District property.
USE OF RESULTS	Test results shall be used only to determine eligibility for participation in extracurricular activities and driving and parking privileges on District property.
CONFIDENTIALITY	Test results shall be confidential and shall be disclosed only to the student, the student's parent or guardian if the student is under the age of 18, the appropriate administrator handling driving and parking privileges, the coach or sponsor of all applicable school-sponsored extracurricular activities, and designated District officials responsible for administering the testing program. Test results shall not be maintained with a student's academic record. Results shall not be disclosed by the District except as required by law.
TESTING LABORATORY	The Board shall contract with a certified drug testing laboratory to conduct testing of students' urine samples.

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	<p>Testing laboratories shall not release statistics regarding the rate of positive drug tests to any person or organization without consent of the District.</p>
<p>SUBSTANCES FOR WHICH TESTS ARE CONDUCTED</p>	<p>The District shall make available to students and parents a list of the substances tested for. The list is subject to change without notice.</p>
<p>COLLECTION PROCEDURES</p>	<p>Personnel from the drug-testing laboratory shall collect urine samples under conditions that provide reasonable privacy. When selected for testing, a student shall be escorted to the testing site and shall remain under supervision until the student provides a sample. An official of the same gender as the student shall be present when a sample is collected.</p>
<p>RANDOM TESTING</p>	<p>Random tests shall be conducted on as many as 40 dates throughout the school year.</p> <p>No less than five percent and no more than 50 percent of the students subject to the program shall be randomly selected over the course of the school year.</p> <p>The 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.</p>
<p>REFUSAL TO TEST OR TAMPERING</p>	<p>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.</p> <p>School officials shall notify the parents or guardian of a student who refuses to be tested when selected or who is determined to have tampered with a sample.</p> <p>If a student randomly selected to be tested is absent on the day of the test, the student shall provide a sample as soon as possible or on the next random testing date.</p>
<p>CONFIRMATION OF POSITIVE RESULTS</p>	<p>An initial positive test shall be confirmed by a second test of the same specimen before being reported as positive.</p> <p>Upon receiving results of a positive drug test, the District shall notify the student, the student's parent or guardian if the student is under the age of 18, the appropriate administrator handling driving and parking privileges, and the coach or sponsor of all applicable school-sponsored extracurricular activities.</p>

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The student or parent/guardian must notify the laboratory within five school days that he or she intends to provide a medical explanation for a positive result. After providing the notification, the student or parent/guardian shall then have two school days to provide the medical explanation.

RETESTING

If after the applicable period of suspension has been completed the student wishes to return to participation in a school-sponsored extracurricular activity or have driving and parking privileges on District property reinstated, the student must be retested at the parent or guardian's expense with a negative test result. The student shall then be retested on all random test dates for the next six scheduled testing dates so long as the student wishes to participate in school-sponsored extracurricular activities or drive/park on District property. The cost of those tests will be incurred by the District so long as the test results remain negative.

DRUG ABUSE  
PREVENTION

The District shall notify the student and his or her parent or guardian of drug abuse prevention resources available in the area. Additionally, the District shall recommend that the student submit to a drug evaluation.

CONSEQUENCES

Consequences of positive test results shall be cumulative through the student's enrollment in the District.

A student who participates in school-sponsored extracurricular activities or who has driving and/or parking privileges on District property and has a confirmed positive drug test shall be subject to the following consequences.

FIRST OFFENSE

Upon a first offense, a student shall be suspended from any school-sponsored extracurricular activity and from driving and parking on District property for 45 school days following the date the student and parent or guardian are notified of the positive test results.

During the period of suspension, the student shall not be permitted to participate in practices or other activities associated with the school-sponsored extracurricular activity.

SECOND OFFENSE

Upon a second offense, a student shall be suspended from any school-sponsored extracurricular activity and from driving and parking on District property for 90 school days following the date the student and parent or guardian are notified of the positive test results.

During the period of suspension, the student shall not be permitted to participate in practices or other activities associated with the school-sponsored extracurricular activity.

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THIRD OFFENSE	<p>Upon a third offense, a student shall be suspended from participation in any school-sponsored extracurricular activity and from driving and parking on District property for a period of one calendar year following the date the student and parent or guardian are notified of the positive test results.</p> <p>During the period of suspension, the student shall not be permitted to participate in practices or other activities associated with the school-sponsored extracurricular activity.</p>
FOURTH OFFENSE	<p>Upon a fourth offense, a student shall be suspended from participation in any school-sponsored extracurricular activity and from driving and parking on District property for the remainder of his or her secondary school career in the District.</p> <p>If after a fourth offense, the student can demonstrate to the satisfaction of the District, that he or she has been drug free for more than one calendar year, the District reserves the right to conduct a hearing for the purpose of considering reinstatement of student privileges. The decision to conduct a hearing to consider reinstatement is at the sole discretion of the District and is not a student right.</p>
END-OF-SEMESTER SUSPENSIONS	<p>If a student's suspension for a first or second offense is not completed by the end of the semester, the student shall complete the assigned period of suspension during the following semester or during the first semester of the following school year.</p>
APPEALS	<p>Parents may appeal a decision made under this policy in accordance with local appeal procedures. [See FNG(LOCAL)] The student shall be ineligible for participation in school-sponsored extracurricular activities and from driving and parking on District property while the appeal is pending.</p>