

PETERSBURG I.S.D

DETERRENT TO ILLEGAL DRUG AND ALCOHOL USE

2023-2024

Approved by Petersburg I.S.D Board of Trustees
August 15, 2023

PETERSBURG INDEPENDENT SCHOOL DISTRICT
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MR. TODD NEWBERRY - SUPERINTENDENT

August 16, 2023

Dear Parents/Guardians:

Petersburg ISD will conduct a mandatory drug/alcohol testing for all students in grades 6-12 who are involved in extracurricular activities. The Drug and Alcohol Use Policy (the "Policy") is a continued incentive to be proactive for the health and safety of our students. Our design and format is to provide students with an "out" regarding the peer pressures that are so prevalent at this age. Also, the Policy will be a preventative measure and a tool for students to utilize the school as a support system if there is a usage problem.

Students must sign the "Student Acknowledgement Form," and his/her parent/guardian must sign the "Parental/Guardian Consent for Random Drug Testing Program" form. **These signed forms (signed one time only and will be in effect for the duration of the student's enrollment in the Petersburg Independent School District) must be returned to the student's principal by the date on pages eleven (11) and twelve (12).** Students who do not return the signed forms by the deadline will not be allowed to participate in extracurricular activities. ***Signed forms will be kept on file with the respective campus principal.**

Students will grow and mature with time and age. Our responsibility is a reflection of societal needs to provide a safe secure climate for our children who will be the adults of the future. If our testing initiative keeps one child safe or provides awareness for one parent, then it will be a success.

Should you have questions regarding this Policy, please feel free to call Mr. Todd Newberry at 806-667-3585. Also, you may contact the secondary principal at 806-667-3585.

Todd Newberry, Superintendent

Petersburg Independent School District

Deterrent to the use of Illegal Drugs and Alcohol 2023-2024 school year

Purpose/Objectives

1. To prevent illegal drug and alcohol use.
2. To educate students and adults as to the serious physical, mental and emotional harm caused by the use of illegal drugs and alcohol abuse.
3. To provide a deterrent to the use of illegal drugs or alcohol by students of Petersburg I.S.D
4. To give students a valid reason to resist peer pressure to use illegal drugs and abuse alcohol.
5. To maintain a school environment free of illegal drug and alcohol use and their effects.
6. To prevent injury, illness, and harm as a result of illegal drug or alcohol use.
7. To alert students with possible substance abuse problems to the potential harms of illegal drug and alcohol use.

Introduction

It is the intent and desire of the Petersburg Independent School District to promote a drug and alcohol-free student body. Evidence that there is a problem with drug and alcohol came by way of discussions with students and parents, an increasing number of discipline referrals, and observations of changing behavior patterns in students.

The determination was made that the school and community must come together to give our students a reason to resist peer pressure and to say “no” to the illegal use and abuse of drugs and alcohol. Petersburg I.S.D. has made the decision that we need to implement the following:

1. A rehabilitative plan;
2. Increased education for students, parents, and community;
3. Potentially use drug dogs in the District; and
4. A student drug testing program.

INITIAL MANDATORY TEST DATES/TIMES

The Secondary Principal and Superintendent’s Office will schedule the initial mandatory test dates and times.

RANDOM TESTING

Random tests will be conducted throughout the school year for both Petersburg High School and Petersburg Junior High School students. [see page 7 for more details).

GUIDELINES FOR DRUG AND ALCOHOL TESTING DRUG AND ALCOHOL TESTING

The District shall implement a drug and alcohol testing program for students in grades 6-12 who participate in Board approved extra-curricular activities. No student/participant shall be penalized academically for testing positive for using an illegal drug or alcohol. The results of drug tests pursuant to this Policy shall not be documented in any student's academic records. Information regarding the results of drug tests shall not be disclosed to criminal or juvenile authorities absent legal compulsion by valid and binding subpoena or other legal process, which the District shall not solicit. In the event of service of any such subpoena or legal process, the student and the student's custodial parent or guardian shall be notified before the District shall respond.

CODE OF STUDENT CONDUCT

The conduct of a student in extra-curricular activities should reflect positively on oneself, community, parents, the District and the activity in which one is participating. The student who participates in extra-curricular activities is a role model for the District and fellow students and shall set and uphold the highest standards of conduct. Any action that reflects detrimentally on the District shall not be tolerated.

PARTICIPATION IN SCHOOL ACTIVITIES

Participation in school-sponsored extra-curricular activities is a privilege. Extra-curricular activities regarding this policy include band, athletic programs, cheerleading, literary activities, One Act Play, FFA, or any other club or organization that participates in performances, contests, demonstrations or competitions.

PARTICIPANTS / SELECTION FOR TESTING

All extra-curricular participants/students and their parents/guardians shall annually sign a random drug testing consent form at the beginning of each school year. **Any refusal by the parent or the student to sign the consent form shall be treated as a forfeiture of participation in extracurricular activities.**

Each student in grades 6-12 participating in Board approved extra-curricular activities shall be tested at the beginning of each school year and subject to random drug and alcohol testing for the entire school year or until they discontinue participation in extra-curricular activities.

A student shall also be required to provide breath, saliva or urine samples (whichever are appropriate) when there is reasonable suspicion that the student is under the influence of illegal drugs or alcohol at school or a school related event, whether such event occurs on or off campus

CONFIDENTIALITY

All information relating to testing or the identification of persons as illegal drug or alcohol users shall be protected by the District as confidential, unless otherwise required by law or authorized in writing by the student or the student's parent or guardian. Results of tests shall only be reported to the student, parents/guardians of the student and to the administrator(s) involved. Action shall be taken and activity sponsors and coaches shall be notified of a suspension from activities only after the appeal process is complete or no longer applicable.

SUBSTANCES SUBJECT OF DRUG TESTING

The District shall not test for medical conditions under this Policy. Drug testing may screen for any illegal drugs that the District, in its discretion, may choose, including, but not limited to, the following:

1. Marijuana, cocaine, narcotics, amphetamines, methamphetamines, barbiturates, LSD and PCP, synthetic cannabinoid (“K2, Spice and/or incense”);
2. All illegal performance enhancing drugs (steroids); and,
3. Alcohol.

*The term “illegal drug” means all drugs that an individual may not buy, use, sell or distribute under Federal or Texas law, including any prescribed medication for which a student does not have a current prescription. The District will determine which drugs it will screen for prior to identifying the students that are to be tested.

TESTING METHODS

All students who participate in Board approved extra-curricular activities and their parents shall receive copies of the Petersburg I.S.D. deterrent to illegal drug and alcohol use and the consent forms. **No student shall be allowed to practice or participate in any extra-curricular activity until the student has returned the properly signed “Drug and Alcohol Testing Consent Form.”**

Drug tests shall be conducted by urinalysis or saliva analysis. Alcohol tests may be conducted by urinalysis, breathalyzer or saliva analysis, whichever the District chooses in its sole discretion. All tests shall be conducted in accordance with administrative regulations in a manner that shall safeguard the privacy of the student.

Each student shall be asked if there is any legitimate reason he/she has been in contact with illegal drugs or if there are medications he/she has taken that affect test results. **If the student is taking or has recently taken prescribed medication, he/she may be required to provide proof of his/her prescription.** The student is not required to disclose any medical condition and any medical information revealed by disclosing use of medication will be kept strictly confidential by the District, unless lawfully compelled to disclose.

SANCTIONS

The principal shall assess the disciplinary sanctions for a student who is found to be under the influence of illegal drugs or alcohol while at school or a school-related activity according to District policy. Under this Policy, the term “days” shall be defined as calendar days unless otherwise defined.

All offenses for testing positive for an illegal drug or alcohol are cumulative for the participant’s enrollment in grades 6-12. All students enrolling in the District with no prior enrollment in the District shall begin with a clean record.

Any student who has tested positive for an illegal drug as a result of properly taking prescribed medication shall be deemed to have a negative test.

FIRST OFFENSE

The first time any participant tests positive, he or she shall be removed from the random testing pool and be tested at each random testing for the remainder of the school year. Such testing shall begin after the appeals process is completed or is no longer applicable.

The student will lose eligibility and be suspended from competition for a period of **thirty (30) calendar days**.

The student will complete a District-approved drug/alcohol counseling service program at parent/student expense. Proof of completion shall be given to the district before the student will be eligible to compete or participate. The school district will notify the parent and student of drug and alcohol abuse prevention resources available in the area. Counseling services can include in-district counseling programs.

During the period of suspension, the student may participate in practices, but shall not be allowed to compete or participate in extracurricular activities.

The student will be tested in each subsequent random testing dates for the remainder of the school year.

SECOND OFFENSE

The student will lose eligibility and be suspended from competition for a period of **forty-five (45) calendar days**.

The student will complete a District-approved drug/alcohol counseling service program at parent/student expense. Proof of completion shall be given to the district before the student will be eligible to compete or participate. The school district will notify the parent and student of drug and alcohol abuse prevention resources available in the area. Counseling services can include in-district counseling programs.

During the period of suspension, the student may participate in practices, but shall not be allowed to compete or participate in extracurricular activities.

The student will be tested in each subsequent random testing dates for the remainder of their school career.

THIRD OFFENSE

The student shall be suspended from all extracurricular activities for the remainder of the student's school career. The school district will notify the parent and student of drug and alcohol abuse prevention resources available in the area.

REFUSAL TO BE TESTED

Any refusal by a participant/student to take a drug test as required under this Policy shall have the same effect and consequences as a positive test.

MISSED RANDOM AND / OR MANDATORY TESTING PERIODS

If a student to be tested is absent when urine samples are collected, the parent shall be notified. The student shall then produce a urine or saliva sample as soon as deemed possible by the principal upon returning to school.

STUDENTS OPTING OUT OF PROGRAM / ACTIVITY

If a student who leaves or quits a program activity after testing positive wants to be reinstated, he/she must have the permission of the sponsor/coach and principal and test negative at the next random testing. If these requirements are met, he or she shall be reinstated to the program/activity in the same capacity as when he or she left the program activity and be required to complete any suspension period, if any, still in effect.

SELECTION FOR TESTING

All students who participate in Board approved extra-curricular activities in grades 6-12 shall be tested at the beginning of each school year.

All high school students who will participate in any extra-curricular activity during the school year will make up one random testing pool and be eligible for random testing. All Petersburg Jr High School (grades 6-8) students who participate in any extra-curricular activity during the school year will make up another random testing pool and be eligible for random testing. All members in either pool shall be involved in random testing equivalent to ten percent (10%) of the pool per random test date. **Random tests will be conducted at randomly selected times for both the high school and Jr High school pools.**

Students who request to become a participant in an extra-curricular activity after the school year begins must obtain permission from the coach or director/sponsor of the sport or activity in question, the athletic director (if applicable), and the principal. Students who declare late shall be placed in the appropriate pool and be subject to the random testing program.

Students who are selected for testing during one random test date shall be eligible for future random tests and, if selected, may be tested in consecutive tests.

VOLUNTARY STUDENT TESTING

Students who do not participate in extra-curricular activities, but whose parents desire their child to be drug tested may participate in the District's Voluntary Random Drug Testing Program. Parents must make a request to the principal, and the parent and student must both sign the drug testing consent form. Students who voluntarily participate shall be placed in the applicable high school or Jr High school pool and be tested in the same manner as students who participate in extra-curricular activities.

Any refusal by the student and/or parent to sign the consent form shall be treated as forfeiture of participation in the voluntary testing program. Any refusal by a student in the Voluntary Program to be tested will be reported to his or her parents or guardians.

DRUG TESTING PROCEDURES

Students selected for testing shall be accompanied to a restroom by a monitor. The monitor will give the student a form where the student may list any medication he/she is taking or explain any legitimate reason for having been in contact with illegal drugs. The monitor shall not observe the student while the sample is being produced, but shall stand outside the restroom and listen to guard against a sample being tampered with and to ensure the proper chain of custody.

All urine samples shall be identified with a random number assigned to the student, sealed and submitted to a laboratory for testing. The sample shall be divided into two separate bottles, in the event a test for an appeal is needed. If at any time a sample is being collected the monitor has reason to believe that a student is tampering with a sample, the monitor will inform the appropriate administrator who will determine if a new sample is needed.

Any laboratory chosen by the District conducting drug tests shall have a detailed, written procedure to assure proper chain of custody and security of the samples, proper laboratory controls and use specifically validated testing methods.

CONFIRMATION OF A POSITIVE TEST RESULT

Testing a urine sample is a two-step process. If the initial test is positive, it will be confirmed by a second test on the same sample. A sample shall not be reported as positive unless both tests are positive. The laboratory will return the test results of all students tested to the District as soon as possible. If a test result is positive, the Principal will immediately contact the student and the student's parents/guardians.

APPEAL PROCESS

Within seventy-two hours of being notified of a test result, parents/guardians of any participant testing positive shall have an opportunity to schedule a conference with the Principal or designee, at which time the student or parents/guardians may offer an explanation of the positive result. Parents/guardians may provide any doctor's prescriptions of any drugs that the student was taking that might have affected the outcome of the test and may request a retest. Upon such a request, the urine sample from the second bottle originally obtained shall be retested by the same lab and method as the previous test. If the retest is negative, the participant will remain in good standing. If the retest is positive, the parents/guardians are responsible for the cost of the retest, and the participant shall be subject to consequences under this Policy. If a parent fails to make a request for a retest within 72 hours of receiving notice of a positive test result, the appeals process will be waived and the second sample will not be tested.

As per District policy FNG(LOCAL), "Student Rights & Responsibilities: Student and Parent Complaints/Grievances" an appeal/complaint may be pursued for a complaint other than for a positive result under this Policy.

REASONABLE SUSPICION TESTING

Any student may be required by the principal or designee to take a drug or alcohol test when there is a reasonable suspicion by school personnel that the student is under the influence of illegal drugs or alcohol at school or a school-sponsored event, on or off campus. Reasonable suspicion shall be based on specific personal observations concerning the student's appearance, speech, or behavior indicating the effects of drug or alcohol use. Information provided by a reliable source, if based on personal knowledge, may also constitute reasonable suspicion.

A student reasonably suspected of being under the influence of illegal drugs or alcohol shall be required to provide a urine, breath and/or saliva sample for testing, whichever is/are determined appropriate by the District. The procedures for collecting and testing urine samples and for reporting positive test results shall be as described in this Policy.

Any refusal by a student to take a drug or alcohol test based on reasonable suspicion for being under the influence of alcohol or illegal drugs shall have the same effect and consequences as testing positive for drugs or alcohol and the Student will be subject to discipline according to District policy.

DEFINITIONS:

Extra-curricular Activities – extra-curricular activities included in this Policy are those approved by the Board.

Biological Testing – the scientific analysis of urine (with the exception of reasonable suspicion tests for alcohol, which may be conducted by urinalysis, breathalyzer, or saliva test) for the purpose of detecting an illegal drug or alcohol.

Drug Paraphernalia – any equipment, product, or material that is used, or is intended to be used, to conceal, inject, inhale, or otherwise introduce into the human body, an illegal drug.

Days – under this Policy days shall be defined as calendar days unless otherwise specified. **Drug Testing** – the scientific analysis of urine, breath or saliva for the purpose of detecting an illegal drug or alcohol.

Good Standing - having met requirements in order to be able to pursue all educational and extra-curricular activities as are available, with no restrictions or consequences.

Illegal Drug - any drug which is not legally obtainable; any drug which is legally obtainable, but has not been legally obtained; and any drug being used for a purpose not in accordance with bona fide medical therapy. Examples of illegal drugs include, but are not limited to: cannabis substances (such as marijuana and hashish), cocaine, heroin, phencyclidine, PCP, and so-called “designer drugs”.

Possession – the presence of any detectable amount of an illegal substance, whether on the person, their personal or assigned property, or in the body system.

Premises of Petersburg I.S.D. - all property of the school district, including, but not limited to, the facilities and surrounding areas on district-owned or leased property, parking lots, and storage areas. The term also includes school district owned, leased, or used vehicles and equipment wherever located.

Random Drug Testing - a testing process in which selection for testing is made by a method employing objective, neutral criteria, which ensures that every person subject to testing has a substantially equal statistical chance of being selected. This method does not permit subjective factors to play a role in selection.

Reasonable Suspicion - based on specific personal observation concerning the appearance, speech, or behavior of the student that indicates the effects of drug or alcohol use. Information provided by a reliable source, if based on personal knowledge, may also constitute reasonable suspicion.

Under the Influence - a condition in which a person is affected by a drug or alcohol in any detectable manner.

**PETERSBURG INDEPENDENT SCHOOL DISTRICT
STUDENT ACKNOWLEDGEMENT FORM**

All students in grades 6-12 who participate in extra-curricular activities are required to return this form. Please sign, date, and return this form, along with a signed parental consent form on or before August 25, 2023, to the campus principal.

I have received and read a copy of the Petersburg I.S.D. Drug & Alcohol Deterrent Policy. I understand that this policy is part of the school district's rules, and that it applies to all Petersburg I.S.D. students, grades six through twelve who participate in extracurricular activities or the voluntary drug-testing program for the duration of their enrollment in such grades.

Print Name

Student Signature

Parent/Guardian Signature

Date

Date

**PETERSBURG INDEPENDENT SCHOOL DISTRICT
PARENTAL CONSENT FOR RANDOM DRUG TESTING PROGRAM
FOR EXTRACURRICULAR ACTIVITIES
AND THE VOLUNTARY DRUG TESTING PROGRAM**

(For all students, grades 6-12 who are involved in extracurricular activities or participate in the Voluntary Student Drug Testing Program)

(Return on or before August 25, 2023, to the campus principal)

I, _____, as a parent or guardian of _____, a student enrolled in Petersburg Jr/Sr high school, hereby agree to the following for the duration of his/her enrollment at Petersburg ISD grades 6 through 12:

I understand the school district's policy regarding substance abuse. I understand that it is the practice of the District to conduct drug and alcohol testing, including an initial drug test at the beginning of each school year and random and reasonable suspicion drug and alcohol tests thereafter, for the purpose of carrying out this policy.

I understand that my child cannot be compelled to give a biological specimen, including a urine, breath or saliva sample (hereafter "sample"). I understand that if he/she gives a sample, it will be tested for illegal drugs and/or alcohol. I understand that as a condition of my child's participation in Jr./Sr. High School extracurricular activities and to be in good standing, my child must give a sample when requested by the District. If my child is not involved in the aforementioned activities, I hereby request that my child be allowed to participate in Petersburg ISD's Voluntary Random Drug Testing Program and waive his/her rights to the extent needed for Petersburg ISD to conduct drug testing under its Voluntary Drug Testing Program. I understand that if my child fails to provide a sample or his or her sample reveals an unexplained presence of an illegal drug and/or alcohol, the District will implement the steps associated with the random drug testing policy, student handbook, and student code of conduct, as applicable.

Prescription drugs currently taken as prescribed:

Comments:

At this time, I hereby agree to my child giving a biological specimen, including urine, breath, and/or saliva, for purposes of drug and alcohol testing.

Parent/guardian Signature

Date

Printed Name

Witness

Student Signature

Printed Name

Student ID Number