

## **Gainesville ISD Drug Policy and Contract**

1. The purposes for this program are:
  - To help enforce a drug-free educational environment.
  - To deter student use of illegal and performance enhancing drugs or alcohol.
  - To educate students regarding the harm caused by the use of illegal and Performance enhancing drugs or alcohol.
2. Students in grades 6-12 who choose to participate in school-sponsored extracurricular activities or requests a permit to park a vehicle on school property will be required to submit to drug/alcohol testing consistent with this policy. For the purpose of this policy, extracurricular activities include, but are not limited to:
  - All UIL activities
  - School-sponsored student groups/clubs/organizations
  - Student Council
  - All elected/appointed student officers

A student participating in these activities or requesting a parking permit shall be tested for the presence of illegal drugs and alcohol randomly. Random tests shall be conducted on as many as nine dates throughout the school year. No less than five percent and no more than ten percent of the students participating in the program shall be randomly selected for each random test date. The drug-testing laboratory shall use a random selection method to identify students chosen for testing. Students shall not receive prior notice for the testing date or time. If a student is absent on the day of the random test, a sample shall be collected on the next random testing date.

3. Before a student is eligible to participate in extracurricular activities or receive a parking permit, the student shall be required annually to sign a consent form agreeing to be subject to the rules and procedures of the drug-testing 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 given, the student shall not be permitted to participate in extracurricular activities or to receive a parking permit.
4. The District shall contract with a certified drug testing laboratory. The drug-testing laboratory shall test for the presence of: Marijuana, cocaine, methaqualone, benzodiazepines, phencyclidine (PCP), methadone, barbiturates, propoxyphene, amphetamines, opiates, and metabolites of any of these substances.
5. Drug/Alcohol Testing will be performed by urinalysis. Personnel from the drug-testing laboratory shall collect urine samples under conditions that are no more intrusive than the conditions experienced in a public restroom. When selected for testing, a student shall be escorted to the school's testing site by a District employee and shall remain under employee supervision until the student provides the sample. A student shall produce a sample within a closed restroom stall. A District employee of the same gender as the student shall be present when any samples are collected.
6. Drug test results shall be confidential and shall be disclosed only to the student, the student's parents/guardian, and designated District officials who need the information in order to administer the drug-testing program. Positive drug test results shall not be used to impose disciplinary sanctions or academic penalties. Nothing in this policy shall limit or affect the application of state law, local policy or the Student Code of Conduct. Drug test results shall not be maintained with a student's academic record. Results shall not be otherwise disclosed except as required by law.

## Consequences of Positive Testing

An initial positive test shall be confirmed by a second test of the same specimen before reported as positive. Upon receiving results of a positive drug test, the District shall schedule a meeting with the student, the student's parent/guardian if the student is under the age of 18, and the coach or sponsor of the extracurricular activity, as applicable, to review the test results and discuss consequences. The student or parent shall have three school days following the meeting to provide a medical explanation for a positive result. Consequences of positive test results shall be cumulative through the student's enrollment in the District.

Consequences of a **FIRST** confirmed positive test result shall be as follows:

- Student shall be suspended from any extracurricular activity, and the student's parking permit shall be suspended for 30 school days following the date the student and parent are notified of the test results. During the suspension period, the student shall not be permitted to participate in practices.

Consequences of a **SECOND** confirmed positive test result shall be as follows:

- Upon a second offense of receiving a confirmed positive drug test, a student shall be suspended from any extracurricular activity, and the student's parking permit shall be suspended for 365 calendar days following the date the student and parent are notified of the test results. During the period of suspension, the student shall not be permitted to participate in practices.

Consequences of a **THIRD** confirmed positive test result shall be as follows:

- Upon a third offense of receiving a confirmed positive drug test, a student shall be suspended from participation in any extracurricular activity, and the student's parking permit shall be suspended for two calendar years following the date the student and parent are notified of the test results. During the period of suspension, the student shall not be permitted to participate in practices.

If a student's suspension from participation in extracurricular activities and parking privileges 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.

If a student wishes to return to participation in extracurricular activities or have a parking permit reinstated after any applicable consequences, the student must be retested at the end of the period of suspension and have a negative test result; following that, the student shall be retested on each random test date so long as the student wishes to participate in extracurricular activities or park a vehicle on school property.

Refusal to participate in a drug test after signing consent 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 depending on previous positive test results, if any.

## Appeals

A student or parent may appeal a decision made under this policy in accordance with FNG(LOCAL). The student shall be ineligible for participation in extracurricular activities or reinstatement of parking privileges while the appeal is pending.

