

REEDSPORT SCHOOL DISTRICT

REGULATION: STUDENT ACTIVITIES AND ATHLETICS
DRUG TESTING PROGRAM

CODE: IGDJA-AR

The following procedures shall govern the District's reasonable suspicion student athletics and activities drug testing program:

Program Coordinator

The Superintendent will be designated as the District's program coordinator. The Superintendent will:

1. Ensure that all student athletes and activities participants receive all written materials explaining the District's program requirements including:
 - a. The District policy and administrative regulations;
 - b. A contact person knowledgeable about the materials, policy and administrative regulations;
 - c. Specific information concerning prohibited conduct;
 - d. Circumstances under which student participants will be tested;
 - e. Procedures used in the testing process
 - f. Explanation of what constitutes a refusal to submit to a drug and /or alcohol test;
 - g. Consequences of violations (e.g. suspension or removal from practices or team, suspension or removal from an activity program, referral to substance abuse professional for evaluation, treatment and follow-up testing as required);
 - h. Information on the effects of drug use and alcohol misuse on personal life health and safety.
2. Ensure that each student participants sign the drug testing consent form;

3. Ensure that the District properly maintains information and complies with all requirements for confidentiality of records;
4. Ensure selection of a site with appropriately trained personnel for the collection of specimens for drug testing;
5. Ensure selection of a site with a certified breath alcohol technician and evidential breath testing devices for alcohol testing;
6. Ensure selection of a laboratory certified by the Department of Health and Human Services (DHHS) to conduct drug specimen analysis;
7. Ensure selection of a qualified medical or osteopathic doctor to serve as a Medical Review Officer (MRO) to verify laboratory drug test results;
8. Ensure the District's student participant's drug testing program is maintained in at least outline form, on file and available for inspection at the District office;
9. Ensure the establishment of clearly defined communication procedures to include the method (e.g. mail, facsimile) and frequency (e.g. monthly, daily, weekly) as well as the authorized individuals to impart and receive information.

* Site requirements noted in subsection 4-7 above are met by Lower Umpqua Hospital.

Procedures for Student Athletes and Participants in Extracurricular Activities

Consent: Each student wishing to participate in any interscholastic athletic program or extracurricular activity and the student's custodial parent or guardian shall consent in writing to reasonable suspicion drug testing pursuant to the District's program. Written consent shall be in the form attached to this policy as Exhibit A. No student shall be allowed to participate in any interscholastic athletic program or extracurricular activity absent such consent.

Testing Conditions: If the District has reasonable suspicion to believe that a student athlete or participant in an extracurricular activity has engaged in conduct which violates the District's policy prohibiting the possession or use of tobacco products, alcoholic beverages, drugs, controlled substances or imitation controlled substances at any time or place while a student is a member of an athletic team or extracurricular activity, the District may conduct a search of the student or of the student's possessions for evidence of violation of this policy. Searches shall be reasonable in scope, which means that the manner and extent of the search are reasonable related the objectives of the search, limited to the particular student or students most likely to be involved in the infraction and not excessively intrusive in light of the student's age, gender, maturity and the nature of the infraction. Body fluid searches are permitted by this policy and regulation.

1. "Past experience" may provide the District official with information relevant to the violation as well as information which enables the official to evaluate the credibility of information from another person.
2. "Credible information from another person" may include information which the District official reasonably believes to be true provided by another District employee, a student, law enforcement or other governmental official, or some other person.

Staff Procedures

When a staff member gains information indicating a student involved in athletics or activities has violated Reedsport School District policy and regulations prohibiting the possession or use of tobacco products, alcoholic beverages, drugs, controlled substances, or imitation controlled substances that information is to be immediately communicated to the district athletic director or the administrator of the appropriate school. The athletic director and the building administrator will collaborate in conducting a thorough investigation, consulting with appropriate individuals (superintendent, district's attorney, etc.) prior to determining if the information meets the standard of "reasonable suspicion" before proceeding with the implementation of the appropriate drug testing procedure. Staff members are to take no action or communicate any information about the possible tobacco, alcohol or drug infraction beyond guidelines provided by the administration

Sample Collection

Drug testing samples will be collected at the time the District determines that it has reasonable suspicion of a student's violation of this policy or of the District's policy against the possession or use of tobacco products, alcoholic beverages, drugs, controlled substances or imitation controlled substances. If a student is unable to produce a sample at that time, the student will be allowed to return later that same day to provide the sample. Students under reasonable suspicion of violation of the District's policy will be given the option of providing samples alone in an individual stall with the door closed.

Prescription Medication

Students who are taking prescription medication may provide a copy of the prescription or a doctor's verification in a sealed envelope to school personnel at the time a sample is collected. That envelope will be forwarded unopened to the testing lab with the sample, with instructions for the lab to consider the student's use of such medication to assure the accuracy of the result. Such information provided by the student will not be disclosed to any school official. Students who refuse to provide verification and test positive will be subject to the actions specified below for "positive tests."

Scope of Tests

The testing lab will be instructed to test for one or more illegal drugs. The Superintendent shall decide which illegal drugs will be screened. Student samples will not be screened for the presence of any substances other than those prohibited by the District's policy.

Limited Access To Result

The testing lab will be authorized to report results only to the Superintendent or to such person as the Superintendent may designate in the event the Superintendent is absent.

Testing

1. Failure to report to the collection site for testing within the time frame specified by the District shall constitute a refusal to report for testing and shall result in the consequence of being treated as a First Positive Result.
2. Drug and alcohol testing will be paid for by the District.
3. Refusal to submit to drug or alcohol testing as required by the District shall result in the consequence of being treated as a First Positive Result.

Drug and Alcohol Testing Procedures

The District, in cooperation with contracted collection and testing facilities, shall maintain drug and alcohol testing procedures as follows:

1. Drugs
 - a. The student reports to the District designated collection site and provides positive identification;
 - b. A urine sample for drug testing is provided. A "split sample" (second urine specimen bottle) is collected;
 - c. Following completion of a chain of custody form, both specimen bottles are forwarded to the Department of Health and Human Services (DHHS) certified laboratory for analysis. The second specimen is stored at the laboratory for later testing as may be necessary. Initial testing is performed only on one specimen bottle;
 - d. Testing results are reported to the District-selected Medical Review Officer (MRO) by mail or electronic transmission. Results may not be given over the phone;

- e. The Medical Review Officer (MRO) will verify both negative and positive testing results;
- f. The Medical Review Officer (MRO) will report the verified negative testing results to the District;
- g. The Medical Review Officer (MRO) will report verified positive testing results to the student, discuss the type of illegal substance found and determine whether there is any valid medical reason for the positive testing results;
- h. A verified valid medical reason for a positive testing result will be reported as a negative testing result to the District;
- i. If no legitimate medical reason exists for positive testing, the Medical Review Officer (MRO) will report verified positive testing and identity of the substance (s) to the District;
- j. The student may request within 72 hours of a positive test notice that the second specimen sample be tested;
- k. Unlike the original specimen analyzed for specific levels of controlled substances, the second or split sample is analyzed only for the presence of the detected drug(s).
- l. The Medical Review Officer (MRO) will report results of the re-testing to the student and the District;
- m. The Medical Review Office (MRO) will follow all standard procedures including review of chain-of-custody control form, administrative processing of negative testing results, verification of positive testing results and maintenance of confidentiality requirements as may be applicable;

2. Alcohol

- a. The student reports to the District designated testing site and provides positive identification;
- b. Under the alcohol testing rule, a positive alcohol test result will be considered positive even if over-the-counter or legally described medication is involved;
- c. All testing will be conducted by a properly certified breath alcohol technician and using evidential breath testing devices. Testing may be conducted at a Department of Health and Human Services

(DHHS) certified laboratory or other location including mobile facilities equipped for such testing.

- d. District personnel should generally not be used as a breath alcohol technician for student athletes. Under certain circumstances, a properly trained District employee may conduct such testing in the absence of another breath alcohol technician;
- e. The student submits to breath testing;
- f. If the result of the testing indicates an alcohol concentration rate of 0.02 or greater, a second confirmation breath testing is administered at least 15 minutes, but no longer than 20 minutes, after the initial testing;
- g. The breath alcohol technician will report any invalid tests in which the initial positive test and the confirmation test do not match, confirmed positive and negative results to the District;
- h. A student's refusal to sign forms as required shall be considered as refusal to be tested;
- i. The breath alcohol technician will follow all applicable requirements including such testing procedures, Breath Alcohol Testing form and confidentiality requirements as may be required;

Procedures In The Event OF A Positive Result

Whenever a student's test result(s) indicate the presence of illegal drugs ("positive test") as described above, the following consequences will occur:

First Positive Result

For the first violation the student will be suspended for the remainder of the current season and the next activity/athletic season. For purposes of this process the school year shall be divided into three-activity/athletic season conforming to the fall, winter and spring athletic seasons. The student may be reinstated after a full six weeks if he/she:

1. Completes an alcohol/drug/tobacco assessment,
2. Complies with the treatment program (developed as a component of the assessment) as delineated by the assessment professional,
3. Meets the treatment schedule as developed,
4. Signs a release of information allowing the assessment professional and school official to exchange information regarding student behavior and
5. Fulfills his/her practice obligation to his/her team/activity.

The cost of the assessment, counseling sessions, and any follow-up is the responsibility of the student and the parent/guardian. The penalty period does not end with the sport or activity season, but continues regardless of seasons ending or beginning. If the prescribed treatment program extends beyond the suspension period, the student must continue in the program to be eligible to participate in sports and activities.

Second Positive Result

A second infraction of the alcohol/drug/tobacco standard will result in the student losing all extracurricular participation privileges for the remainder of the activity/athletic season and the two seasons to follow.

Third Positive Result

A third positive result will result in loss of participation privileges for the next two years.

Nonpunitive Nature of Policy

No student participant shall be penalized academically for testing positive for illegal drugs. The results of drug tests pursuant to this policy will not be documented in any student's academic records. Information regarding the results of drug tests will 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.