

## **DRUG TESTING FOR PARTICIPANTS IN EXTRA- AND CO-CURRICULAR ACTIVITIES**

### **Policy Statement:**

The School District of Colby embraces a strong commitment to discouraging and preventing the use of illegal drugs and alcohol among its students. The Board of Education recognizes that the problem of illegal drug and alcohol abuse presents a continuing challenge in its schools, and a clear danger to students' health. Students, by virtue of their voluntary decision to pursue extra/co-curricular opportunities, and because of their role as leaders and models in the school community, have a heightened responsibility to be drug and alcohol free.

In accordance with the U.S. Supreme Court it is the policy of the School District of Colby to "prevent students from using drugs, to protect their health and safety, and to provide drug users with assistance programs" (Veronia School Dist. 47J v. Acton, 105 S. Ct. 2386 – 1995). Therefore, the School District of Colby establishes procedures to allow random drug testing of student participants involved in co/extra-curricular activities.

### **Definitions:**

- A. Student Participant: Any student who is trying out for, or participating in any school-sponsored co- or extra-curricular activity.
- B. Alcohol: Any liquor, wine, beer or other drink containing alcohol.
- C. Drugs: Phencyclidine (PCP), marijuana (THC), cocaine, met amphetamine, morphine, alcohol, nicotine, and anabolic steroids, except when taken pursuant to a legally issued prescription, and any other substance determined by the U.S. Department of Transportation to be a controlled substance.
- D. Positive Results: A test result which indicates the presence of illegal drugs or alcohol using current Department of Transportation cut-off levels.

### **Procedures:**

All students enrolling for co/extra-curricular activities are provided a parental consent form which constitutes express permission and agreement that the student may be requested to submit to periodic random drug testing, or may be tested if suspicion of drug use warrants. Signing of this consent form and adherence to its conditions thereafter, either by a participant's parent(s)/guardian(s) or by the adult student, is a condition of participation in any co/extra-curricular activity.

Students may be randomly selected for testing without prior announcement using random selection procedures determined by the administrators of the school.

Any student reported or suspected of drug use may be requested by his coach/advisor with the approval of an administrator to undergo a test.

Tests will be conducted in a licensed medical facility by licensed medical personnel with every precaution exercised during the specimen collection process to obtain an unadulterated specimen, with an accurate and secure chain of custody for each and every specimen obtained. Student participants submitting an adulterated specimen will be retested at the expense of the student or parent(s)/guardian(s) in an observed setting.

The medical reviewers will inform the school administrator within three days of the testing date of the results. The adult student or the parents or legal guardians or a minor student participant will be notified by mail within three days of the district's receipt of the information. If the results are positive, the student immediately becomes ineligible for participation in the co/extra-curricular activity, subject to the exercise of options listed below. In addition the student must complete an assessment interview with a qualified agency at the expense of the student or his/her parent(s)/guardian(s) before regaining eligibility to participate. [The administrator may consent to a re-test at the student's family's expense in a certified facility of the family's choice to substantiate the test results and re-evaluate any decisions concerning the initial report of a positive test result.]

The qualified agency will secure the necessary release of information and make recommendations to the parent(s)/guardian(s) and the administrator regarding the student's chemical dependency assessment and treatment recommendations.

If the parent(s)/guardian(s) and student refuse to undergo an assessment review, the student will be suspended from participation for the remainder of the activity and may not participate in any future co/extra-curricular programs until undergoing an assessment review.

### **Consequences & Options:**

In the event of a single positive test, the student participant will have the option of participating fully and successfully in an assistance program at the expense of the parents or student, OR be suspended from the co/extra-curricular program for the remainder of the season/semester and for the entire ensuing season/semester in accordance with the Colby High School Extra-Curricular Code provisions. Consequences for second- or third positive test occurrences will be handled in accordance with provisions stipulated within the Colby High School Extra-Curricular Code for second- and third violations of the Code.

### **Reinstatement/Regaining Eligibility:**

At the student participant's option, after the conclusion of the period of exclusion from participation in the co/extra-curricular activity, the student may voluntarily ask to be tested at the family's expense. If the test results are negative, the student participant will again be eligible to participate.

### **Confidentiality:**

The results of any test administered under the terms of this policy shall be kept confidential and disclosed only to the student, or parents/legal guardians and school officials designated by the District Administrator. The results of this testing shall not be used as a basis for any disciplinary action other than disqualification as provided for in this policy, the district's or the WIAA's rules and regulations. Test results will not be a part of the student's permanent record, but will be kept in a secure file in the Colby High School Principal's office.

LEGAL REFERENCE: Wisconsin Stat. 118.24 (2) (f); 118.257; 118.45; 120.13 (1);  
125.02 (8) (m) ; 125.09 – Chapter 961  
CROSS REFERENCE: Policy #443.4 – Chemical Health Issues  
Policy #831 – Tobacco Use on School Premises  
WIAA Handbook  
Colby High School Extracurricular Code  
Federal Drug Free Schools Act