

Policy JFCI-2: STUDENT ALCOHOL AND DRUG TESTING

Status: ADOPTED

Original Adopted Date: 02/22/2024 | **Last Reviewed Date:** 02/22/2024

(District Performs Random Drug Testing)

The board recognizes the importance of protecting the health and safety of students from the impact of using illegal drugs, performance-enhancing drugs, and alcohol. The purpose of this policy is to help prevent student substance use, encourage treatment for students who use substances, and ensure that students can attend school and participate in activities in a safe and healthy environment.

The board directs the superintendent or designee to create appropriate administrative procedures to implement this policy.

Reasonable Suspicion Drug and Alcohol Testing

A drug or alcohol test is not necessary to discipline a student when there is evidence that the student is under the influence of or has recently consumed alcohol or any drug prohibited by district policy. In accordance with law, district administrators may, at their discretion, utilize drug and alcohol testing to assist with student discipline when there is reasonable suspicion that a student has consumed drugs or alcohol and is on district property or at a district activity.

Students who test positive will be disciplined and excluded from extracurricular activities in accordance with the district's discipline policy and may also be excluded from the district's A+ scholarship program. Students who refuse to submit to testing or take measures to falsify results may still be disciplined under the district's discipline code for being under the influence of alcohol or drugs.

The board encourages the superintendent or designee to consider alternative discipline for students who are willing to seek treatment or counseling options.

Marijuana and Reasonable Suspicion Testing

Students suspected of being under the influence who test positive for marijuana may be removed from school or activities and may be appropriately disciplined even if they have a valid, Missouri-issued medical marijuana card.

Random Drug and Alcohol Testing of Extracurricular Participants

Participation in extracurricular activities is a privilege and carries with it the responsibility to adhere to high standards of conduct, including refraining from the use of illegal drugs, performance-enhancing drugs, and alcohol. To assist students in making healthy and safe choices, the district will require students in grades nine through twelve and their parents/guardians to consent to random testing for alcohol and illegal or performance-enhancing drugs as a condition of participation in covered extracurricular activities.

Definitions

Covered Activities – Activities regulated by the Missouri State High School Activities Association (MSHSAA), excluding all activities in which students receive an academic grade for participation.

Participation Days – Each day that the extracurricular group meets, regardless of whether that meeting is a practice, a group meeting, or an event.

Consequences for Testing Positive in Random Drug Testing Program

In accordance with law, the only consequence for a student testing positive in the district's random testing program is exclusion from the extracurricular activity.

The superintendent or designee will immediately suspend students with a confirmed positive test for drugs or alcohol from all covered activities. Offenses accumulate throughout grades nine through twelve. Depending on the timing of the positive test result, the student may be excluded from participation in activities at the end of the school year, over the summer, and/or into the beginning of the next school year.

First Offense – Exclusion from all covered activities for a minimum of 30 participation days and must pass a parent paid drug test prior to participating in covered activities again.

Second Offense – Exclusion from all covered activities for a minimum of 365 participation days and must pass a parent paid drug test prior to participating in covered activities again.

Third Offense – Excluded from all covered activities for the rest of the student's enrollment in the district.

Consequences may be imposed if a student refuses to submit to a test or takes measures to falsify results. Consequences may be reduced if the student participates in drug or alcohol counseling and additional testing or if the student self-reports a violation.

Marijuana and Random Testing

Students are prohibited from being under the influence of marijuana while participating in the district's extracurricular activities program, even if the student has a valid, Missouri-issued medical

marijuana card. Students who test positive for marijuana will be subject to the consequences listed in this policy.

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Policy Reference Disclaimer:

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

State	Description
§§ 167.115, .117, .161, .171, 195.010, .017, RSMo.	State Statute
§§ 577.625, .628, 578.250 - .265, RSMo.	State Statute
Mo. Const. art. XIV §§ 1-2	State Statute
Federal	Description
20 U.S.C. §§ 7101 – 7165	Safe and Drug-Free Schools and Communities Act
21 U.S.C. §§ 812(c), 841, 844, 860	Federal Statute
34 C.F.R. § 300.520	Federal Regulation
FEDERAL COURT	Board of Educ. of Ind. Sch. Dist. No. 92 of Pottawatomie County v. Earls, 536 U.S. 822 (2002)
FEDERAL COURT	Vernonia Sch. Dist. v. Acton, 515 U.S. 646 (1995)

Cross References

Code	Description
IGAEA	TEACHING ABOUT DRUGS, ALCOHOL AND TOBACCO
IGAEA-AP(1)	TEACHING ABOUT DRUGS, ALCOHOL AND TOBACCO - (Tobacco Use Prevention Education)
IGD	DISTRICT-SPONSORED EXTRACURRICULAR ACTIVITIES AND GROUPS
IGD-AP(1)	DISTRICT-SPONSORED EXTRACURRICULAR ACTIVITIES AND GROUPS