

Wendell School District student participating in interscholastic athletics represent the community, the school, and their peers. When illegal substances are used by an athlete, such use impinges upon the team's motivation, cohesiveness, and performance. As a result, the well-being of the individual, the team, and the general school community is diminished by an athlete's use of illegal substances and/or alcohol.

As participation in athletics is a privilege, not a right, student athletes voluntarily subject themselves to a degree of regulation higher than that imposed on students generally. Students who voluntarily participate in school athletics have reason to expect intrusions upon normal rights and privileges, including privacy.

Detection of illegal substances obtained pursuant to this policy will not be used as a basis to discipline a student or penalize him or her academically. Such detention will not be made part of a student's permanent record, and does not constitute reasonable suspicion, pursuant to Idaho Code 33-210.

### **PHILOSOPHY AND RATIONALE FOR DRUG TESTING**

The administration and coaching staff at Wendell High School believe a mandatory drug testing program for all student athletes in grades seven through twelve who participate in IHSAA sponsored interscholastic athletic activities is necessary for the following reasons:

1. Health and safety of the individual and others – anyone participating in an activity under the influence of an illegal drug is a danger to everyone.
2. Prevention – many students will be able to say no to drugs because they will have a legitimate reason. "I want to participate."
3. Intervention – perhaps individuals desiring to participate in activities will seek help if there is a drug or alcohol problem.

The school district will pay any costs associated with gathering samples and testing by an independent laboratory, as well as all administrative fees necessary to implement this policy.

If it is reasonable suspected that a student athlete is using drugs or alcohol during school hours or at school sponsored activities, this district's policy on student drug and alcohol use will be followed.

### **DEFINITIONS**

1. Drug: Controlled substances as defined by Idaho Code 37-2701, except those possessed by/or used pursuant to a valid prescription.

2. Student Athlete: Any student participating in interscholastic athletic programs sponsored by the Wendell School District and IHSAA, is required to have a physical examination before participating in that sponsored athletic program.
3. Sport Season: Sport seasons begin on the first day of practice allowed by the Idaho High School Activities Association and conclude on the final day of competition for that sport.
4. Eligible Sport Season: The next available IHSAA sponsored athletic sport which Wendell School District offers to the student athlete for competition.

The following provision apply:

1. Student athletes who are drug tested under this policy will be given a reasonable opportunity to submit verification of legal drug use. The information regarding the use of prescription drugs is confidential and will not be shared with any school official. If the student fails to provide timely verification of legal drug use, he or she will be subject to retesting.

## **PROCEDURES AND GUIDELINES FOR TESTING ATHLETES**

1. Parent Consent: Student athletes under the age of 18 years old and their parents/guardian must sign a form consenting to a urine analysis at the beginning of the sport season and random urine analysis throughout the season. Parental/Guardian consent is not necessary for those student who are 18 years of age. At the option of the District, all student athletes will be tested at random during the season of their sport. If a student athlete and/or parent/guardian refuses to sign the consent form, or the student refuses to submit to testing, he or she will not be allowed to participate in the sport until a consent form is signed and a urine sample is obtained.
2. Student Selection: Random testing will be conducted monthly during the athletic season. From the date of the first practice until the date of the final competition for said sort season, 10% of the total number of participants for each said team will be tested randomly. Selection for random testing will be a lottery drawing from a “pool” of student athletes participating in IHSAA sponsored interscholastic athletic programs in the district at the time of the drawing. The building principal or designee shall take all reasonable steps to assure the integrity, confidentiality, and random nature of the selection process including, but not necessarily limited to:
  - a. Assuring all the names of all participating student athletes are in the pool.
  - b. Assuring that the person drawing names has no way of knowingly choosing, or failing to choose particular students for the testing.
  - c. Assuring that the identity of students drawn for testing is not known to those involved in the selection process.
3. Sample Collection: Samples will be collected at a mutually convenient time on the same day the student is selected for testing, or if the student is absent on that day, the first day of the student’s return to school. If the student is unable to produce a sample at any particular time, that student will remain there until they can. Students will not be allowed to practice or participate until a sample is collected on that same day. All students

providing samples will be given the option of doing so alone in any individual stall with the door closed. A sample cup will be given to each chosen student. A proctor will monitor the testing to assure the validity of the test. The student will give the sample to the proctor who will administer the test. Any negative samples will be disposed of immediately.

4. Scope of Tests: The person collecting the sample will be instructed to test for one or more illegal drugs. Student athlete samples will not be screened for the presence of any substances other than an illegal drug or for the existence of any physical condition other than drug intoxication. The drug test may test for amphetamines, cocaine, THC, PCP, and morphine.
5. Limited Access to Results: The results of the tests will be disclosed only to the student and parent/guardian, and those school personnel who have to know as determined by the superintendent or designee. The results will not be turned over to law enforcement authorities or used for any internal disciplinary functions.
6. Consequences/Procedures in Event of a Positive Result:
  - a. First confirmed positive result: The athlete's parent/guardian will be notified, and the principal will convene a meeting with the student and parent/guardian. At the meeting, the student will be required to choose one of the following options:
    - i. Participation and completion in an illegal substance or abuse assistance program, including monthly urine analysis for the remainder of the sport season; OR
    - ii. Suspension from athletics for the remainder of the current sport season and the next eligible sport season.
  - b. Second confirmed positive result: If within the same calendar year from the first confirmed positive result, the student athlete will be automatically suspended for the remainder of the current sport season and will be ineligible for participation in the next eligible sport season.
  - c. Third confirmed positive result: If within the same calendar year from the first confirmed positive result, the student athlete will be automatically suspended for the remainder of the current sport season.
7. Non-Punitive Nature of Policy: No student athlete 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. The student and the student's custodial parent or legal guardian will be notified at least seventy-two (72) hours before response is made by the district, unless ordered otherwise by the courts.
8. Voluntary Testing Program: Wendell School District is truly concerned and committed to helping students who are encountering drug problems. We realize that a student with a drug dependency or use problems is not able to work to his/her potential ability and

stands a greater chance of coming into contact with law enforcement due to increased criminal activity. To assist in the ultimate goal of drug free school and drug free students, we will provide drug testing to any student whose parents request the testing be done. The testing is provided at no cost to parents and is absolutely confidential in nature with only the parents, student, and test knowing the results. There are no legal or criminal actions taken, and no discipline from the district will result from the testing. There will not be a record kept. This service is offered solely for the information of the parent(s) and is ultimately their decision as to what to do with the information

**LEGAL REFERENCE:**  
Idaho Code §537-2701

**ADOPTED:** December 13, 2022

**AMENDED:**

**ATTACHMENT:** Drug Testing Policy General Authorization and Consent Form

**DRUG TESTING POLICY GENERAL AUTHORIZATION AND CONSENT FORM**

Wendell School District #232

**DRUG TESTING POLICY GENERAL AUTHROIZATION AND CONSENT FORM**

I understand that my performance as a participant in the Idaho High School Athletic Association (IHSAA) sponsored events and the reputation of my school are dependent, in part, on my conduct as an individual. I hereby agree to accept and abide by the standards, rules, and regulation set forth by the Wendell School District Board of Trustees and the sponsors for the activity in which I participate. I also authorize Wendell School District to conduct tests on urine specimens which I provide, to test for drugs and/or alcohol use. I also authorize the release of information concerning the results of such a test to the Wendell School District and to the parent/legal guardians of the student.

Pursuant to the Family Education Right of Privacy Act 34 CFR, Part 99, this form will be deemed consent for the release of the above information to the parties named above.

\_\_\_\_\_  
Student Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Parent/Guardian Signature

\_\_\_\_\_  
Date