

**R.S.U. 82/M.S.A.D. #12 POLICY  
DRUG AND ALCOHOL USE BY STUDENTS**

The School Board and staff of the M.S.A.D. #12 School Department support a safe and healthy learning environment for students that is free of the detrimental effects of drugs and alcohol. Accomplishing this goal requires a cooperative effort among school staff, students, parents, law enforcement and organizations concerned with the use of drugs and alcohol by school-aged youth.

In order to promote the safety, health and well-being of students, the School Board endorses a three-pronged approach to address the issue of drug and alcohol use; prevention/education; intervention and discipline. The Superintendent is responsible for developing appropriate administrative procedures, curricula and programs to implement this policy.

**Prohibited Conduct**

No student shall distribute, dispense, possess, use or be under the influence of any prohibited substance as defined below.

**The term “prohibited substance” shall include, but not be limited to:**

- 1. Alcohol, Tobacco and Other Drugs**
- 2. Scheduled drugs (as defined by federal and state regulation)**
- 3. Controlled substances (as defined in the Federal Controlled Substances Act)**
- 4. Marijuana in any form is a violation of federal law. Maine law provides reasonable accommodations for school attendance for children certified for the medical use of marijuana (Title 22 Chapter 558-C§1-A).**
- 5. Smoking of tobacco and all tobacco products including non-FDA approved nicotine delivering devices such as electronic cigarettes, vaporizers, hookahs or any look alike device will not be permitted on school groups or on school buses.**
- 6. Any performance enhancing substance listed in Maine Department of Health and Human Services’ banned substances list and any other substance which is illegal in Maine or the use of which is illegal for Minors.**
- 7. Prescription drugs not prescribed for the student and/or not in compliance with the Board’s policy on administering medications to students.**
- 8. Any substance which can affect or alter a student’s mental, behavioral or physical status including but not limited to aerosols, paint, “bathsalts”, glue(when possessed for the purpose of inhalation), spice, K2 or anabolic steroids.**
- 9. Any look alike substance that is represented as a prohibited substance defined in board policy.**
- 10. Paraphernalia or any implements used to consume or distribute a prohibited substance**

These prohibitions apply to any student who is on school property, who is in attendance at school or at any school-sponsored activity including but not limited to athletic events or field trips, in any school approved vehicle used to transport students to and from school or school activities, or whose conduct at any time or place directly interferes with the operations, discipline or general welfare of the school.

### **Disciplinary Action**

Principals may suspend and/or recommend expulsion of students who violate this policy, based upon the facts of each case and in accordance with established disciplinary procedures. Students may also be referred to law enforcement authorities for investigation and/or prosecution.

### **Prevention/Education**

The school unit will provide students with appropriate information and activities focused on educating students about drugs and alcohol and preventing their use. Programs shall teach students that the use of drugs and alcohol is harmful and illegal; how to resist peer pressure; and address the legal, social and health consequences of drug and alcohol use/abuse.

### **Intervention**

Students will be assisted in addressing their drug/alcohol problems and in continuing their educational program. Students will be provided with information and referral, if necessary, to aid them in obtaining assistance from appropriate community organizations. Student records concerning such interventions shall be kept confidential as required by state and federal laws.

### **Policy Communication**

The school unit shall distribute this policy and appropriate related information to staff, students and parents/guardians on an annual basis through handbooks and/or other means selected by the Superintendent and building administrators.

#### Legal Reference:

21 USC § 812 (Controlled Substances Act)

21 CFR Part 1300.11-15

Pub.L.No. 101-226 (Drug-Free Schools and Communities Act Amendments of 1989)

17-A MRSA § 1101

42 USC § 290dd-2

42 CFR § 2.1 et seq.

20-A MRSA §§ 1001(9); 4008

22 MRSA 558-C §1-A

#### Cross Reference:

GBEC – Drug-Free Workplace

JICH-R – Drug and Alcohol Use by Students Administrative Procedure

JICIA – Weapons, Violence and School Safety

JKD – Suspension of Students

JKE – Expulsion of Students

JLCD – Administering Medication to Students

JRA – Student Records

**Adopted: August 13, 2002**

**Revised: April 13, 2016**