

STUDENT DRUG TESTING

Definitions

Covered Activities – Activities regulated by the Missouri State High School Activities Association (MSHSAA), and /or of obtaining a permit to park on Miami R-I School District school property, excluding all activities in which students receive an academic grade for participation.

Drug Testing – Testing for alcohol and illegal or performance-enhancing drugs.

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

I. General Procedures for All Student Drug Testing

Sample Collection

Urine samples will be collected using a method intended to minimize the intrusiveness of the procedure. The superintendent or designee will appoint a same-sex employee or contracted test administrator (the monitor) to accompany the student to a bathroom or locker room. The student will provide the sample behind a closed stall door. The monitor shall supervise the collection from outside the closed stall door, listening for normal sounds of urination. The monitor shall also verify the warmth and appearance of the specimen. If at any time the monitor suspects the sample is being tampered with, the monitor may end the collection process and notify the superintendent or designee, who will determine whether a new sample should be obtained.

Protection of Information (Privacy)

Each randomly selected student will be assigned a specimen number that shall serve as the identifier for all materials sent to the lab. The student and his or her parent/guardian shall have access to the specimen number. Either immediately before or shortly after sample collection, students selected for testing will provide to the district, in a sealed envelope, a list of any medications they have taken in the last 30 days, including legally prescribed and over-the-counter medications. The parent/guardian is responsible for submitting a separate list to the district, also in a sealed envelope, of medications the student has taken within the last 30 days, which will be used by the testing facility for confirmation purposes in the event of a positive test result. The sealed envelopes will only be opened in the event of a positive test result. If the sample does not test positive, the envelopes will be shredded without being opened.

Testing

Samples shall be tested for THC/marijuana, benzodiazepines, cocaine/benzoylecgonine, amphetamines, barbiturates, phencyclidine, methamphetamine, opiates/morphine, alcohol and performance-enhancing drugs, including anabolic steroids. Samples will not be screened for the existence of any physical conditions other than prohibited drug and alcohol use.

Consequences

Following a confirmed positive test result, the superintendent or designee will immediately suspend the student from all covered activities and /or permit to park on Miami R-I School District school property and will schedule a conference with the student, the parent/guardian and the extracurricular sponsor. Offenses accumulate throughout grades nine through twelve. Depending on the timing of the drug test, the student may be excluded from participation in activities and /or a permit to park on Miami R-I School District school property at the end of the school year, over the summer and/or into the beginning of the next school year.

First Offense – The first time a student tests positive under the random drug testing program, the student shall be suspended from participation in all covered activities and /or a permit to park on Miami R-I School District school property for a minimum of 30 participation days and must pass a drug test administered by the district prior to participating in covered activities again and /or of obtaining a permit to park on Miami R-I School District school property.

Alternative First Offense – With the consent of the student and his or her parents/guardians, the superintendent may reduce the suspension so that the student is only prohibited from participating in covered activities and /or of obtaining a permit to park on Miami R-I School District school property for a total of ten participation days as long as the student meets the following requirements:

Within one week of the conference, the student must receive or be enrolled in substance abuse counseling from an alcohol and drug abuse agency that is certified by the Missouri Department of Mental Health, Division of Alcohol and Drug Abuse. The parents/guardians are responsible for all costs associated with the counseling. The parent/guardian must provide written verification that the student has been seen by the alcohol and drug abuse agency at least once before the student is allowed to begin participation again. If the student does not attend counseling as promised, the district will immediately implement the original consequences.

The student will be required to submit to drug tests every time the district conducts random drug testing on other students for the rest of the school year.

Refusal to Submit or Falsifying Results

A student refuses to submit for drug testing when he or she fails to provide adequate urine for testing when notified of the need to do so or engages in conduct that clearly obstructs the testing process. A student who refuses to submit to testing or takes deliberate action to falsify results may still be disciplined under the district's discipline code for being under the influence of alcohol or drugs. A student who takes deliberate action to falsify results may also receive additional disciplinary consequences.

Note: The reader is encouraged to review policies and/or forms for related information in this administrative area.

Implemented: July 1, 2016

Revised October 23, 2017

(Adopted April 18, 2016)

Miami R-I School District.

Amoret, MO 64722

The student will be required to submit to drug tests every time the district conducts random drug testing on other students for the rest of the school year.

Second Offense – Exclusion from all covered activities and /or obtaining a permit to park on Miami R-I School District school property, for a minimum of 90 participation days and must pass a drug test administered by the district prior to participating in covered activities again.

Third Offense – Excluded from all covered activities and /or obtaining a permit to park on Miami R-I School District school property, for the rest of the student’s enrollment in the district.

For the purposes of this policy, a “participation day” is each day that the extracurricular group meets, regardless of whether that meeting is a practice, a group meeting or an event.

The consequences may be reduced if the student participates in drug or alcohol counseling and additional testing in accordance with procedures developed by the superintendent or designee. A

positive test through this random testing program will not result in suspension from school or academic sanctions. The district will not report results to law enforcement.

Suspicion-Based Drug Testing

Suspicion-based drug testing, unlike random drug testing, may only be used when there is reasonable suspicion that the student is under the influence of or has recently consumed alcohol or any drug prohibited by district policy. Students testing positive will be disciplined in accordance with the district’s discipline policy and may also be excluded from extracurricular activities as determined by the district. A student who refuses to submit to testing may still be disciplined under the district’s discipline code for being under the influence of alcohol or drugs.

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Note: The reader is encouraged to check the index located at the beginning of this section for other pertinent policies and to review administrative procedures and/or forms for related information.

Adopted: April 18, 2016 Effective Date July 1, 2016

Revised: June 29, 2018

Cross Refs: IGAEA, Teaching about Drugs, Alcohol and Tobacco
IGD, District-Sponsored Extracurricular Activities and Groups

Legal Refs: U.S. Const., amend. IV
Board of Educ. of Ind. Sch. Dist. No. 92 of Pottawatomie County v. Earls, 536 U.S. 822 (2002)
Vernonia Sch. Dist. v. Acton, 515 U.S. 646 (1995)

STUDENT DRUG TESTING
(Consent Form)

I, _____, [student's name] have received, read, understand and agree to abide by the Miami R-I drug testing policy and procedures. As a condition of participating in activities and /or of obtaining a permit to park on Miami R-I School District school property, I agree to provide urine specimens when directed and authorize the district to have the specimens tested for drugs and alcohol. I also authorize the release of information concerning the results of such a test to the Miami R-I School District and to my parents/guardians.

Student Signature

Date

I, _____, [name of parent/guardian] have received, read, understand and agree to abide by the Miami R-I School District drug testing policy and procedures. As a condition of my student's participation in activities and /or of obtaining a permit to park on Miami R-I School District school property, I authorize the district to collect urine specimens from my student and authorize the district to have the specimens tested for illegal drugs, performance-enhancing drugs and alcohol. I also authorize the release of information concerning the results of such a test to the Miami R-I School District

Signature of Parent/Guardian

Date

This consent form will remain in effect for the duration of the student's enrollment within the Miami R-I School District unless revoked in writing by the parent/guardian.

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Implemented: July 1, 2016

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