

# POLICY

2010

5161

Personnel

## **SUBJECT: DRUG-FREE WORKPLACE**

All programs and/or services in the SWBOCES that receive federal funds shall guarantee that their workplaces are free of controlled substances. "Controlled substance" shall mean a controlled substance in schedules I through V of Section 202 of the Controlled Substances Act (21 USC 812) and as further defined in regulation at 21 Code of Federal Regulations (CFR) 1308.11-1308.15. An acknowledgment form shall be signed by the District Superintendent indicating the SWBOCES is in full compliance with the Drug-Free Workplace Act. This policy shall guarantee not only federally funded programs, but the entire SWBOCES is free of controlled substances.

"Workplace" is defined as a school building or other school premises; any school-owned vehicle or any other school-approved vehicle used to transport students to and from school or school activities; off school property during any school-sponsored or school-approved activity, event or function, such as a field trip or athletic event, where students are under the jurisdiction of the SWBOCES.

The Board directs the administration to develop regulations to comply with this policy, and further supports such actions and activities of the administration as shall be required to maintain a drug-free workplace.

Drug-Free Workplace Act  
20 United States Code (USC) Section 7101 et seq.  
21 United States Code (USC) Section 812  
21 Code of Federal Regulations (CFR) 1308.11-1308.15  
34 Code of Federal Regulations (CFR) Part 85

NOTE: Refer also to Policies #2410 -- Code of Conduct on Southern Westchester BOCES Property  
#5160 -- Alcohol, Drugs and Other Substances (School Personnel)  
#5350 -- Employee Assistance Program (EAP)  
#6220 -- Alcohol, Tobacco, Drugs and Other Substances (Students)  
*Southern Westchester BOCES Code of Conduct on Southern Westchester BOCES Property*

Adopted: 6/23/10