

STUDENT DRUG TESTING

DRUGS AND ALCOHOL

The board of education is concerned with the present broad based problem with drugs, inclusive of anabolic steroids and alcohol within our society and recognizes its responsibility to our community and our students. The board also believes that the responsibility for implementing this policy rests with all members of the Medford Lakes School District staff and expects all staff members to implement the policy under the direction of the administration.

For the purpose of this policy, the term "drug" or "substance" shall mean:

- a. All alcoholic beverages;
- b. Any controlled dangerous substance as defined in NJSA 24:21-2;
- c. Any chemical or chemical compound which releases vapors or fumes causing a condition of intoxication, excitement, stupefaction or dulling of the brain or nervous system, including, but not limited to, glue containing a solvent having the property of releasing toxic vapors or fumes, as defined in NJSA 2A:17-25.9;
- d. Any prescription drug, except those for which permission for use in school has been granted pursuant to Board policy; and/or
- e. Anabolic steroids. The use or possession of drugs, the sale of same or functioning under the influence of drugs is strictly prohibited on school property or at any school supervised event.

The Superintendent of Schools shall be responsible for District's efforts in the area of drug education, prevention and enforcement. The Superintendent shall be responsible for developing specific procedures to implement Board policy. The procedures must encompass the following:

I. Instruction:

Substance abuse education is a critical aspect of the total school program. The drug education program in the Medford Lakes School District shall be sequential from the elementary level through eighth grade with emphasis on information, self-awareness, and/or personal skills and decision making, as outlined in the Department of Education Guidelines. This program shall be developed in consultation with appropriate state and local agencies and non-profit agencies.

Substance abuse educational programs and parenting skills for parents/guardians will be offered at times and places convenient to the parents/guardians on school premises or other facilities.

Additionally, policy and procedures will be made available to all staff, students and parents on an annual basis.

II. Identification and Remediation:

- A. All staff members have the responsibility to report any suspected substance abuse or possession to the building principal. Any staff member who reports a student to the principal or designee in compliance with the provisions of this subsection shall not be liable in civil damages as a result of making such a report as specified in NJSA 6:29-6.5, 18A:40-2.2, 18A:40A-13 and 18A:40A-14
- B. The Superintendent shall institute procedures to assist in insuring the schools are drug free inclusive of, but not limited to, locker searches and searches by narcotic dogs supplied by the local, county and/or state policing authorities.
- C. Any time a student is found to be under the influence of a controlled dangerous substance, the building principal is to use the procedures developed by law and code to make a final determination. Any student in question shall be referred to the medical facility designated by the School District for immediate examination which shall include urine and/or blood testing in accordance with the law and code.. The family of the student is responsible for payment if they choose to take the student to their family doctor.
- D. Any time a student is found to be in possession of a controlled dangerous substance, it shall be reported to the police. Any time a student is found to be in possession of, to have used, or have dealt or distributed and controlled dangerous substance, the student shall be suspended from school.
 - 1. At the time a student is found to be under the influence or in possession, he/she shall be suspended in accordance with the school district's discipline code.
 - 2. NOTE: If a student is in possession of a controlled dangerous substance, charges will be filed with the appropriate police authority for violation of the drug free school zone.

Medical condition will determine the need for additional contacts.
- E. At the time a student is found to be selling or distributing any drug, controlled substance or alcohol on school property or at any school function, he/she shall be suspended and immediately referred to the Board for an expulsion hearing in accordance with law and code, and charges shall be filed with the appropriate police authority.
- F. Any time a student is to be suspended in accordance with this policy, his/her parents (guardians) will be notified immediately, and the local police department will be notified as listed above.
- G. Upon re-entry, each student will be required to meet with the Substance Awareness Coordinator, along with the regular counseling staff, shall be responsible to refer the student to the Child Study Team if any learning disability or other appropriate need, e.g., chronic illness, is implied.

It is the responsibility of each school principal annually to review this policy with his/her staff. It is the responsibility of each secondary school principal annually to insure that this policy is reviewed with each student.

Date Reviewed: January 8, 2014, February 19, 2014
Date Adopted: March 19, 2014

Legal References:

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| N.J.A.C. Title 6 | Education, Chapter 29-Health, Safety and Physical Education, Subchapter 6-Substance Abuse |
| N.J.S.A. Title 18A | Chapter 40A-Substance Abuse, Article 1-Education Program, Article 2-Prevention and Treatment Referral Programs |
| N.J.S.A. 2A:62A-4 | Reports by educational personnel on dependency upon or illegal use of controlled dangerous substances or use of intoxicating vapor releasing chemicals; immunity from liability |
| N.J.S.A. 2A:170-25.9 | Definitions |
| N.J.S.A. 2C:29-3a | Hindering apprehension or prosecution |
| N.J.S.A. 2C:33-15 | Possession or consumption of alcohol beverage in public place or motor vehicle person under legal age |
| N.J.S.A. 2C:33-16 | Alcoholic beverages; bringing or possession on school property by person of legal age; penalty |
| N.J.S.A. 2C35-1 et. seq. | NJ Comprehensive Drug Reform Act of 1987 |
| N.J.S.A. 9:17A-4 | Consent by minor to medical care or treatment; venereal disease, sexual assault or drug use or dependency; notice and report of treatment; confidentiality |
| N.J.S.A. 24:21-2 | Definitions |
| N.J.S.A. 6:29-6.5 | Reporting, notification and examination procedures |