

Policy Number: S-02	Review Date: February 21 st , 2017
Original Date: Fall 2015	Revision Date: February 21 st , 2017
Effective Date: Fall 2015	Revision Approval Date: April 18 th , 2017, February 9, 2021
Prepared by: Jo Hoy, Principal CRHS; Jay Mercer, Archdiocesan Attorney	
Board of Directors Committee Approval Date:	
Board of Directors Approval Date: Presented to Board Fall 2015, February 9, 2021	

Title: **Drug and Alcohol**

Policy: This policy is intended to serve as a preventative and diagnostic tool for students considering drug or alcohol use. It is an integral part of our physical and mental wellness educational efforts, which promotes students as positive role models for our community, free of alcohol, drugs, and other dangerous substances. It is not intended to deprive students of academic attendance, or to impose academic penalties. This policy promotes a healthy, safe environment for our student body and includes the following goals:

- Support students' decisions to remain safe and free from drugs and alcohol.
- Provide students a reason to say "no" if pressured to use drugs and alcohol.
- Affirm students choosing to be substance free and support their positive decisions.
- Educate students choosing to experiment with drugs and alcohol of the serious risks, dangers and consequences of using drugs or alcohol.
- To provide our students who may have a drug and/or alcohol problem with an opportunity for healthy recovery.

Purpose: West Deanery Unified Catholic Schools (WDUCS) (Cardinal Ritter High School, St. Michael-St. Gabriel Archangel School, and St. Anthony School – CRHS, SMSG, and SAS) utilizes a drug testing program in an effort to deter students from using illegal drugs and alcohol.

Scope:

- This policy applies to every WDUCS student (Pre K through 12th grade).
- This policy applies at all times, at all places and throughout the student's entire enrollment at WDUCS.
- There are no times, no days, no places, and no circumstances in which the policy does not apply.
- This includes a student's behavior at and away from school.
- All students and parents are required to consent to participation in all aspects of this policy as a condition of student admission and continued enrollment.
- Students and parents agree that WDUCS has full and complete discretion to impose discipline or take other action, as the administration deems appropriate, for behavior occurring at and/or away from school.

Procedure:

Drug and Alcohol Use

- All WDUCS students are required to comply fully with federal, state, and local laws regarding the use of prescription drugs, illegal drugs, tobacco, alcoholic beverages, and other dangerous substances.
- No student may use, be under the influence of, or possess drugs or alcoholic beverages on school grounds at any time. This includes before, during, and after a school-sponsored or sanctioned activity. It should be understood that *drugs* in this policy also refers to the abuse or misuse of prescription medication.
- Any student found using, possessing, or aiding in the distribution of drugs, tobacco, alcoholic beverages and/or related items on campus or at school-sponsored activities is subject to severe disciplinary action.

Testing for Drug and Alcohol Use

- Parents and students agree to testing protocols within the guidelines of the testing permission form and the WDUCS Drug and Alcohol Policy.
- Parents will be notified by phone if their student is required to be tested based on reasonable suspicion. Parents do not have the right to be present during testing.
- In the event that phone calls to parents are not answered prior to the Licensed Clinical Lab arriving at school. The LCL will proceed with testing protocol.
- A student's refusal for drug and/or alcohol testing will be viewed as a positive test, thus will follow the consequence protocol for a positive test.
- Parental refusal for student testing may result in student expulsion.

Testing Categories

- **Reasonable Suspicion:** Any student who displays behavior that may be related to the use of prohibited substances, or is otherwise demonstrating conduct that may be in violation of this policy will be tested. A student may be required to test based on their behavior before, during, or after the school day or at a school-sponsored activity. Students identified as having attended gatherings where there is a suspicion of alcohol or drug use may be tested based on reasonable suspicion. Reasonable Suspicion involves both objective and subjective decisions by teachers, administrators and others charged with the responsibility to supervise students. The alleged lack of Reasonable Suspicion shall not constitute a valid reason to deny testing or form the basis for any challenge to the Consequences for a positive test.
- **Social Probation:** Students on social probation will complete random drug tests throughout the course of the probationary time-frame. Students on social probation may be required to complete a drug test prior to, during, or following any school related activity.
- **Transfer Student:** Transfer students placed on social probation as a condition of admission will be asked to complete a drug test. The test should be completed no more than 15 days prior to their first day of school. Admission is probationary until the test confirms the student to be drug free.

Drug Testing Procedures

- Students currently taking prescription medications must notify the administration before the test (prescriptions will be verified through the student's physician).
- WDUCS will contract a Licensed Clinical Laboratory (LCL) to administer student drug testing.
- Testing screens may include urine sample, oral swab or hair follicle as deemed appropriate and necessary by the LCL.
- Preliminary test results may be available during testing procedure.
- All samples will be retained by the LCL and further analyzed for any and all drug types, **including quantitative drug levels** (if drug present in sample).
- School personnel will assist and support the LCL with their testing protocol.

Alcohol Testing Procedures

- A breathalyzer will be used to measure blood alcohol content (BAC).
- School officials, Licensed Clinical Laboratories and/or Law Enforcement will administer the breathalyzer test.
- BAC levels for any WDUCS student should register zero in order to comply with the WDUCS drug and alcohol policy.

Notification of Test Results

- The Principal, Dean, or School Social Worker will receive results from the LCL.
- The Principal or Dean will contact parents to explain the results for a student who tests positive for drugs and/or alcohol as soon as possible. If a parent cannot be reached by phone, they will be notified by mail.
- The test results will be kept confidential and shared with school staff only on a need to know basis, as determined by the Principal.
- The Dean will notify, by mail, parents of students who tested negative.

Consequences for First Positive Test

- Loss of 20% of extracurricular activities (including sports).
- Possible removal from student organizations (according to by-laws).
- Loss of driving privileges until school receives a confirmation from LCL that the student is substance free.
- Student placed on social probation for 365 days.
- Student participates in random drug testing for 365 days. Family will be responsible for testing fee as billed by Laboratory.
- Complete educational program as recommended by SSW. Student's family responsible for any charges associated with program.

Additional Consequences Applicable to Seniors

- Positive drug/alcohol test (with 100 or less days of school remaining) must successfully pass a drug test prior to the school issuing their diploma.
- The administration may choose not to allow seniors to attend prom or participate in commencement activities based on a positive drug or alcohol test.

Consequences for Second Positive Test

- 365 day loss of student activities, including but not limited to, participating in sports, attending sporting events, school-trips, prom, etc.
- Removal from student organizations (according to by-laws).
- Loss of driving privileges for one full semester.
- Additional 365 day social probation.
- Student participates in random drug testing for additional 365 days. Family will be responsible for testing fee as billed by Testing Laboratory.
- Student will complete a substance abuse counseling program as recommended by SSW. Student's family is responsible for any charges associated with counseling.
- Student and parent will meet with the school administration.
- Student and parent will meet with the WDUCS Discipline Board. Following this meeting, the Board will make discipline recommendations to the Principal which may include recommendations for student expulsion.

Additional Consequences Applicable to Seniors

- Positive drug/alcohol test (with 100 or less days of school remaining) must successfully pass a drug test prior to the school issuing their diploma.
- The administration may choose not to allow seniors to attend Prom or participate in Commencement activities based on a positive drug or alcohol test.

Testing Positive at School or School Related Event

- Consequences from list of "First/Second Positive Test" apply.
- Minimum 3 days out-of-school suspension.
- Additional consequences may apply based on situational circumstances.

Drug & Alcohol Education and Counseling Programs

WDUCS promotes and supports the opportunity for students to receive education, tools and any treatment needed to be substance free. WDUCS will cooperate fully with students entering a drug/alcohol treatment program or facility. Students mandated for drug/alcohol education classes, counseling, or a substance abuse treatment plan must comply and complete said mandate as a condition of their continued attendance at WDUCS.

School Grounds and Activities

- WDUCS recognizes and is bound by law, thus the word illegal sets the guidelines for the administration to interact with students in situations concerning possible threat, risk, or illegal activity. (*see below)
- The Administration has the right (in the presence of an adult witness) to conduct a reasonable search of a student's person and/or the student's property including book bags, purses, wallets, cars, all electronic devices, etc, if the need for such search is reasonably indicated. (*see below)
- Any student found to be under the influence and/or in possession of drugs or alcohol on school grounds or at any school-associated function, both home or away, can be immediately suspended for a minimum of three (3) days. Possession includes lockers, all personal property, automobiles, etc. Additional consequences may apply

based on the number of offenses, degree of illegal activity and any other pertinent variables.

- A student found to be dealing or selling drugs or alcohol on school grounds or at any school-related function may be expelled from CRHS or SMSG immediately. Additionally, WDUCS may be bound by law to notify law enforcement in the event of selling or distributing substances.

Law Enforcement

It is the policy of WDUCS to cooperate fully with law enforcement agencies. The school will report any illegal conduct to law enforcement agencies as required by I.C. 20-33-9. When appropriate, the school will seek information from law enforcement agencies regarding student conduct. This may result in the duty to involve law enforcement.

Civil Immunity

A person who makes a report to law enforcement and participates in good faith in a judicial proceeding involving controlled substance violations is immune from civil liability pursuant to I.C. 20-33-9-8.

Exceptional Circumstances

Notwithstanding any other provisions of this policy, WDUCS retains full and complete discretion to impose any discipline or take any other action, or decline to take action, as it deems appropriate for any student behavior occurring anywhere at any time.

Appeals

A student who has been presented to the discipline board will be informed of the discipline board's recommendation. They will be informed that they can appeal the recommendation to the Principal. If the Principal's decision is consistent with the discipline board then the student's parents can appeal the decision to the school President of WDUCS.

Responsible Reporting

Students, parents, teachers, staff and coaches have an obligation to join in our effort to help keep our school and all students safe and free from drugs and alcohol. With this obligation comes the responsibility to report any unsafe, illegal, and/or dangerous plan, activity or event involving students.

* See more regarding “Search and Seizure” at following link:

<http://www.centerforpubliceducation.org/Main-Menu/Public-education/The-law-and-its-influence-on-public-school-districts-An-overview/Search-and-seizure-due-process-and-public-schools.html#sthash.Zhj3UedC.dpuf>