

MOHAWK LOCAL SCHOOLS
**DRUG TESTING OF STUDENTS IN ALL EXTRACURRICULAR AND
ATHLETIC ACTIVITIES**

The Mohawk High School's Board of Education Drug Testing Policy was formed because of a concern that alcohol and illicit drugs may be used by Mohawk High School students. This policy reflects the Board of Education's and the community's strong commitment to establish a drug and alcohol-free school program. Students involved in athletic programs and extracurricular activities need to be exemplary in the eyes of the community and other students. The drug testing and education policy is designed to create a safe, drug-free environment for students and assist them in getting help when needed.

This policy applies to any student in grades 7-12 who participates in any extracurricular activity to include but not limited to: any athletic program, club, or any other extracurricular activity in the Mohawk Local School District as well as student parking permits.

Students and parents/legal guardians will be made aware of the drug testing process and the steps and consequences if and when a student tests positive. Although students risk the loss of continued participation in athletic and extracurricular activities, no student shall be suspended or expelled from school as a result of any certified "positive" test conducted by his/her school under this program. No student will be penalized academically for testing positive for banned substances. The results of the drug test will be kept strictly confidential in accordance with written school policy and the Family Education Rights and Privacy Act. Results will not be documented in any student's academic record and destroyed upon graduation or other departure from the school district. In addition, this program will exclude law-enforcement notification of all test results unless an imminent danger to the student or others is present.

The purpose of the Drug Screening Program is to aid and assist students. It is not intended to unduly interfere with the student's private life or to bring hardship, but rather to protect the student's well-being and threat of others who are associated with athletic and extracurricular activities in the Mohawk Local School District. Specific goals of the program are as follows:

1. To reassure students, parents, and community that the health and academic progress of each of its students is the primary goal of the Mohawk Local School District.
2. To provide students with the opportunity to become leaders in the student body for a drug-free school.
3. To educate any student who may be using or abusing drugs as to the possible physical and mental effects drug use may have and its possible adverse effects on the team, group, or organization.
4. To provide opportunities for treatment and professional counseling rehabilitation for any student who is determined to be using or abusing drugs.

The program does not affect the current policies, practices, or rights of the District regarding student drug and/or alcohol possession or use, where reasonable suspicion of alcohol/drug abuse is established by means other than drug testing through this policy.

For purposes of this policy, a positive result shall mean a test result, which indicates the presence of one or more of the listed drugs in the student's drug test panel, adulterated specimen, or a substituted specimen. Refusal to produce a specimen will be considered a positive test. The

student and their parent/legal guardian shall be notified when a student tests positive. Random testing can be performed throughout the school year. Also included in the testing will be any and all students who have tested positive at an earlier date during grades 7-12.

DRUGS FOR WHICH STUDENTS MAY BE TESTED:

The definitions and identification of illegal/illicit drugs and alcohol are defined below:

1. **ILLEGAL/ILLICIT DRUGS:** Any substance included in the U.S.C. 802(6), which an individual may not sell, offer to sell, possess, give, exchange, use, distribute, or purchase under State or Federal Law. This definition also includes all prescribed and over-the-counter drugs being used in any way other than for medical purposes in accordance with the direction for use provided for in the prescription or by the manufacturer. These may include, but are not limited to, LSD, Marijuana, Amphetamines, Methadone, Anabolic Steroids, Methaqualone, Barbiturates, Nicotine (Tobacco), Benzodiazepines, Opiates, Cocaine, Propoxyphene (Darvon).
2. **ALCOHOL:** Any intoxicating liquor, beer, wine, mixed beverages, or malt liquor beverages as defined in the Ohio Revised Code Section 4301.01. The term “alcoholic beverage” includes any liquid or substance, such as “near beer” which contains alcohol in any proportion or percentage. The term “alcoholic beverage” does not include a substance used for medical purposes in accordance with directions for use provided in a prescription or by the manufacturer and in accordance with school district policy and rules related to the use of prescription and non-prescription drugs, provided the substance is a) authorized by a medical prescription from a licensed physician and kept in the original container, which shall state the student’s name and directions for use or b) an over-the-counter medicine.

RANDOM TESTING

All athletic team members will be tested at the beginning of the first athletic season of each school calendar year in which the student participates in what is referred to as “Draw the Line” testing. After this initial testing phase, in-session random testing shall be done throughout the Fall, Winter, and Spring seasons for student-athletes as well as extracurricular participants, and those students with parking privileges. Each team, extracurricular organization, and the student driver group may have up to 20% of its eligible students tested per random selection. A student may be tested more than once per season/ session. In the event of a positive result, the specimen will be sent to a laboratory for confirmation of results and a certified Medical Review Officer will determine the results.

Random selection of student athletes, drivers, and extracurricular participants:

Random selection will be conducted by the drug testing company and utilize a system that ensures that students are selected in a random fashion. This system may include computer generated random numbers or names or by pulling numbers from a pool of numbers equal to the number of eligible students.

Scheduling of random testing:

Random testing will be unannounced. The day, date, and time will be selected by the Principal and/or Athletic Director in consultation with the drug testing company. Random testing may be done weekly.

COLLECTION PROCESS (Urine Screens)

The student will be notified to report to the collection site. A specimen from the student will be collected as follows and all students must follow this process:

- All students must have a picture ID or be identified by the Principal or his designee.
- Drug testing area must be secured during the testing.
- Only lab technicians, designated school staff, and students will be witness to the test.
- Privacy must be kept for all students.
- The Administration is responsible for ensuring that all of the forms are completed and signed by both parent/guardian/custodial liaison/ and student. No student is to enter the collection site until forms and proper identification are completed.
- When students arrive and cannot give a sample, they will need to start drinking fluids. After 36 oz., the human body will need to urinate.
- No bags, backpacks, purses, cups, containers or drinks will be allowed to enter the collection area. All coats, vests, jackets, sweaters, hats, scarves, or baggy clothing must be removed before entering the collection site. Only pants and t-shirts or dresses may be worn in the collection area. Any infringement of the rules will result in the student taking the test over.
- Students processed by the lab technician who cannot produce a sample will be kept in a secured area to wait until they can test. If they leave this area, they will not be allowed to test. They are not to have contact with anyone until after the sample is given.
- Students will be asked to hold out their hands and a sanitizer will be put on their hand or will wash hand with water. The bathroom personnel will add a dye to the toilet.
- Students will be asked to urinate directly in to the collection cup given to them by the lab personnel. The lab technician will stand outside the stall and listen for normal sounds of urination.
- Any and all adulterations of the specimen will be detected and considered the same as a test refusal or 1st time infraction. (The lab checks every sample for adulteration, such as, additives you drink or add to urine to change the sample.)
- Adulterations: We will treat adulterations and diluted samples as first time offenses. They are not called positives but have the same consequences. A retest will be required within 24 hours.
- Any suspicion of tampering with the sample will be brought to the tester's attention. The sample will be screened or sent to the lab for immediate confirmation of tampering.
- The sample must be taken in one attempt and be at least 30 ml in size. The student must hand the cup to the lab technician.
- Students are not to flush the toilets or urinals. In the event that a student flushes the toilet, he or she will be required to give a new sample immediately or the sample will be invalid.
- With student watching, the lab technician will recap the sample and hand it to the student who must then return it to the intake technician. In the event that the student does not hand the cup directly to the intake technician, the sample is invalid and a new sample must be taken. If the student leaves the collection area or has contact with anyone, the sample will be invalid and the student will have to give another sample.

This collection procedure is subject to change because of procedural requirements by the testing agency. The School Board reserves the right to change the collection procedure to coincide with the testing guidelines set forth by the testing agency.

When using rapid screens, all non-negative screens will be sent out with a chain of custody to a certified laboratory for confirmation. A Certified Medical Review Officer will verify the positive test.

Testing will be done by Great Lakes Biomedical only so long as this is the company the school selects.

RESULTS OF A POSITIVE TEST

Any positive urine drug test results will be made known to the building administrator, who in turn will notify the parents/guardians/custodial liaisons and student.

IF A POSITIVE TEST OCCURS

Student-athletes will be disciplined pursuant to the Mohawk High School Student Athlete Handbook and those involved in extracurricular activities and/or with student driving privileges will be subject to denial of participation/privileges as assigned by the administration. As an additional disciplinary consequence, the student may be required, at the parent/guardian/custodial liaison's expense, to submit to further weekly or random testing if and/or when reinstated. All of those subject to alcohol/drug testing will also be required to test negative in a drug/alcohol screen test before regaining their privileges.

If a student tests positive for the presence of drugs/alcohol, the following steps will be taken:

FIRST VIOLATION:

For the first positive result, the student will be given the following option:

- A. The student will have to make an appointment with a certified chemical dependency counselor (or at an agency certified by the Ohio Department of Health or the Ohio Department of Alcohol and Drug Addiction Services) for chemical dependency assessment and then follow the recommendations of the program. The parent/guardian/custodial liaison is responsible for all expenses and for providing the Mohawk Local School District with documentation that the student completed all recommendations of the program. The student will be denied participation for a minimum of 14 calendar days of the season/scheduled activities/school year division (school parking privileges only). Additional sanctions for student-athletes will be levied pursuant to the Student Athlete Handbook. The parent/guardian/ custodial liaison and student will meet with the Athletic Director, coach/advisor, and/or a building administrator to determine reinstatement. The student may be required, at parent/guardian/custodial liaison expense, to submit to weekly or random testing for the remainder of the current school calendar year. The student may have the violation vacated by passing 12 random monthly tests and completing an agreed upon drug counseling program.

OR

- B. Denial of participation in interscholastic athletics and extracurricular activities as well as loss of student driving privileges for the remainder of the current season and for that school year.

SECOND VIOLATION:

The student will have to make an appointment with a certified chemical dependency counselor (or at an agency certified by the Ohio Department of Health or the Ohio Department of Alcohol and Drug Addiction Services) for chemical dependency assessment and then follow the recommendations of the program. The parent/guardian/custodial liaison is responsible for all expenses and for providing Mohawk Local Schools with documentation that the student completed all recommendations of the program. The student is denied participation in athletics and extracurricular activities as well as loss of student parking privileges for 90 days from the date of notification of the violation. Additional sanctions for student-athletes will be levied pursuant to the Student Athlete Handbook. The parent/guardian/ custodial liaison and student will meet with the Athletic Director, coach/advisor, and/or a building administrator to determine reinstatement. The student may be required, at parent/guardian/custodial liaison expense, to submit to weekly or random testing until the date of reinstatement.

OR, Be subject to provisions of Third Violation listed below.

THIRD VIOLATION:

The student will have to make an appointment with a certified chemical dependency counselor (or at an agency certified by the Ohio Department of Health or the Ohio Department of Alcohol and Drug Addiction Services) for chemical dependency assessment and then follow the recommendations of the program. The parent/guardian/custodial liaison is responsible for all expenses and for providing Mohawk Local Schools with documentation that the student completed all recommendations of the program. The student is denied participation in all athletics, extracurricular activities, and from receiving/having a parking permit at Mohawk High School for one calendar year from the date of the violation or last appeal, whichever comes last. This provision applies to all subsequent violations as well.

OR, The student is permanently denied participation in all athletics, extracurricular activities, and receiving a parking permit for the remainder of grades 7-12.

SELF-REFERRALS

A student may provide a self-referral, which may be done only once in grades 7-8 and once in grades 9-12. Self-referrals can only happen before a test is performed and will result in a 50% reduction of the pending penalty upon registration with a certified chemical dependency program or counselor and the passage of additional testing. Self-referrals are encouraged at any time, but can only be used to reduce the penalties for the first or second violation.

LEGAL REFS.:

Drug-Free Campus and Schools Act; 20 USC 3224(a)
ORC 2925.01; 2925.11; 2925.14; 2925.37; 3313.20; 3313.66; 3313.661; 3719.011; 3719.41

CROSS REFS.:

2430, District-Sponsored Clubs and Activities

2431, Interscholastic Athletics

5330, Use of Medications

5512, Use of Tobacco

5530, Drug Prevention

5610.05, Prohibition from Extracurricular Activities

8330, Student Records

INFORMED CONSENT AGREEMENT

We hereby consent to allow the student named on the reverse side to undergo urinalysis testing for the presence of illicit drugs, alcohol, or banned substances in accordance with Policy and Procedures for Drug Testing of the Mohawk Local School District.

We understand that testing will be administered in accordance with the guidelines of the Mohawk Local School District Drug Testing Policy for student athletes.

We understand that any urine sample taken for drug testing will be tested only by a Board approved company.

We hereby give our consent to the company selected by the Mohawk Board of Education, its employees, or agents, together with any company, hospital, or laboratory designated to perform urinalysis testing for the detection of drugs.

We further give our consent to the company selected by the Mohawk Board of Education, its employees, or agents, to release all results of these tests to designated School District employees or agents. We understand that these results will also be available to us upon request.

I, the student, hereby authorize the release of the results of such testing to my parent/guardian/custodian.

We hereby release the Mohawk Board of Education, its employees, or agents from any legal responsibility or liability of such information and records.

This will be deemed a consent pursuant to the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. 1232g as amended, and the Ohio Revised Code 3319.321, for the release of the test results as authorized by the Informed Consent Agreement or as required by law.

MOHAWK HIGH SCHOOL INFORMED CONSENT AGREEMENT

STUDENT NAME: _____

GRADE: _____

AS A STUDENT:

- I understand and agree that participation in athletic/extra-curricular activities and student parking is a privilege that may be withdrawn for violation of the Mohawk Local Schools’ District Drug Testing Policy.
- I have read the Drug Testing Policy and thoroughly understand the consequences that I will face if I do not honor my commitment to the Drug Testing Policy.
- I understand that when I participate in any athletic/extra-curricular program I will be subject to initial and/or random urine drug & alcohol testing, and if I refuse, I will not be allowed to practice or participate in any athletic/extra-curricular events or obtain a student parking pass. I have read the informed consent agreement and agree to its terms.
- I understand this agreement is binding while I am a student in the Mohawk Local School District.

STUDENT SIGNATURE

DATE

AS A PARENT/GUARDIAN/CUSTODIAN:

- I have read the Mohawk Local Schools’ District Drug Testing Policy and understand the responsibilities of my son/daughter/ward as a participant in athletic/extra-curricular activities and/or student parking at Mohawk Local Schools.
- I pledge to promote healthy lifestyles for all student participants in the Mohawk Local School District.
- I understand that my son/daughter/ward, when participating in any athletic/extra-curricular programs and/or student parking, will be subject to initial and random urine drug & alcohol testing, and if he/she refuses, will not be allowed to practice or participate in any athletic/extra-curricular activities or obtain a student parking pass. I have read the informed Consent Agreement and agree to its terms.
- I understand this agreement is binding while my son/daughter/ward is a participant in athletic/extra-curricular programs in the Mohawk Local School District.

PARENT/GUARDIAN/CUSTODIAN SIGNATURE

DATE

PARENT/GUARDIAN/CUSTODIAN PRINTED NAME

WORK/CELL PHONE