

# LACKAWANNA TRAIL SCHOOL DISTRICT

SECTION: PUPILS

TITLE: CONTROLLED  
SUBSTANCES/PARAPHERNALIA

ADOPTED: MARCH 15, 2010

REVISED: FEBRUARY 2010

227. CONTROLLED SUBSTANCES/PARAPHERNALIA	
<p>1. Purpose</p>	<p>The Board recognizes that the abuse of controlled substances is a serious problem with legal, physical and social implications for the whole school community. As an educational institution, the schools shall strive to prevent abuse of controlled substances.</p>
<p>2. Definition P.L. 233 No. 64 42 P.S. 8337 Act 64 of 1972 Pol. 210</p>	<p>For purposes of this policy, controlled substances shall mean all dangerous controlled substances prohibited by law, look-alike drugs, alcoholic beverages, anabolic steroids, drug paraphernalia, any volatile solvents or inhalants, such as but not limited to glue and aerosol products, prescription, over-the-counter (i.e. cough medicine) or patent drugs, except those for which permission for use in school has been granted pursuant to Board policy.</p>
<p>3. Authority SC 510 Title 22 Sec. 12.3</p>	<p>The Board prohibits students from using, possessing, distributing, and being under the influence of any controlled substances during school hours, on school property, at any school sponsored event, and during the time traveling to and from school and school sponsored events.</p> <p>The Board may require participation in drug counseling, rehabilitation, testing or other programs as a condition of reinstatement into the school's educational, extracurricular or athletic programs.</p>
<p>Title 22 Sec. 12.12 42 P.S. 8337 Pol. 207</p>	<p>The privileged confidentiality between students and guidance counselors, school nurses, school psychologists, home and school visitors and other school employees shall be respected; and no confidential communication made to such employee shall be required to be revealed without the consent of the student or parent/guardian, unless the best interests of the student can be served only by such release.</p>
<p>4. Delegation of Responsibility</p> <p>P.L. 101-226 Sec. 5115 (a) (4) 42 P.S. 8337</p>	<p>The Superintendent or designee shall prepare rules for the identification, amelioration and control of substance abuse in the schools which:</p> <ol style="list-style-type: none"> <li>1. Establish procedures to deal with students suspected of using, possessing, being under the influence, or distributing, purchasing, or attempting to purchase controlled substances in school, up to and including expulsion and referral for prosecution.</li> </ol>

<p>SC 1303-A</p> <p>5. Guidelines</p>	<ol style="list-style-type: none"><li>2. Provide education concerning the dangers of using and/or abusing controlled substances.</li><li>3. Disseminate Board policy and district procedures governing student abuse of controlled substances to students, parents/guardians and staff.</li><li>4. Establish procedures for education and readmission to school of students convicted of offenses involving controlled substances.</li></ol> <p>Incidents of possession, use and sale of controlled substances, including alcohol, by any person on school property shall be reported to the Office of Safe Schools on the required form at least once each year.</p> <p>In all cases involving students and controlled substances, the need to protect the school community from undue harm and exposure to drugs shall be recognized.</p> <p>No student may be admitted to a program that seeks to identify and rehabilitate the potential abuser without the intelligent, voluntary and aware consent of the student and parent or guardian.</p> <p>The Student Assistance Program known as SAP is a way to identify high risk teenagers who are having school related problems because of controlled substance use and who are also at risk of suicide and/or other mental health problems. This is an intervention and referral program, not a treatment program.</p> <p>These guidelines have been created as a part of the Controlled Substance Policy. They are intended to provide a consistent means for effectively responding to controlled substance related situations that may occur at school, school sponsored events or in school provided transportation. They have been written with due consideration for the legal rights and responsibilities of administrators, faculty, students and parents/guardians who may find themselves involved in such situations.</p> <p><b>SITUATIONS AND RESPONSES</b></p> <p><u>Situation 1</u></p> <p>The student is caught with alcohol, a controlled substance (drugs) or drug paraphernalia.</p> <p><i>Immediate Action</i></p> <p>The teacher will summon the principal or escort the student to the principal's office.</p>
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Pol. 233	<p><i>Investigation</i></p> <p>The principal will request that the student empty his/her pockets or purse and volunteer all alcohol, drugs and/or paraphernalia. The student's locker will be searched according to policy. If the student refuses to cooperate, even after notification of parents, police may be called in to conduct a search.</p> <p><i>Notification of Parent/Guardian</i></p> <p>The parent/guardian will be contacted immediately, and the situation described and a conference arranged. The parent/guardian will be informed of police involvement.</p> <p><u><i>Referral to SAP</i></u></p> <p><i>Confidentiality</i></p> <p>Information will be limited to the student, teacher, principal, Community Resource Coordinator, SAP, superintendent, parent, and police.</p> <p><i>Disposition of Substance</i></p> <p>The alcohol, controlled substances (drugs) &amp; paraphernalia may be used as a basis and evidence for legal proceedings. As such, they will be documented and turned over to the police with request for analysis.</p> <p><i>Discipline</i></p> <p>Following an informal hearing, the student will be suspended for a period of ten days. A formal Board hearing will be required to consider additional disciplinary measures, including term of possible expulsion, pursuit of legal prosecution and potential conditions of return. Evidence will be submitted concerning student's discipline record, attendance record, and academic record. This violation could warrant an expulsion.</p> <p><i>Notification of Police</i></p> <p>Police will be notified to carry out a search and/or investigation. See Police Involvement as per most recent Memorandum of Understanding.</p>
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<p>Pol. 233</p>	<p><u>Situation 2</u></p> <p>Subsequent possession of drug paraphernalia or a trace amount of drug substance or alcohol.</p> <p><i>Immediate Action</i></p> <p>The teacher will summon the principal or escort the student to the principal's office.</p> <p><i>Investigation</i></p> <p>The principal will request that the student empty his/her pockets/purse and volunteer all alcohol, drug and/or paraphernalia. The student's locker will be searched according to policy.</p> <p><i>Notification of Parent/Guardian</i></p> <p>The parent/guardian will be contacted immediately, and the situation described.</p> <p><u>Referral to SAP</u></p> <p><i>Confidentiality</i></p> <p>Information will be limited to the student, teacher, principal, Community Resource Coordinator, superintendent, SAP, parent/guardian, and police.</p> <p><i>Disposition of Substance</i></p> <p>Substances will be sealed, documented and turned over to police with request for analysis.</p> <p><i>Discipline</i></p> <p>Following an informal hearing, the student will be suspended for a period of ten days. A formal hearing will be required before the Board of Education to determine terms of possible expulsion, need for legal prosecution and potential conditions of return. Evidence will be submitted concerning student's discipline record, attendance record, and academic record. This violation, as described in Situation 2, could warrant an expulsion.</p>
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Pol. 233	<p><i>Notification of Police</i></p> <p>Police will be notified to carry out a search and/or investigation. See Police Involvement as per most recent Memorandum of Understanding</p> <p><u>Situation 3</u></p> <p>A student is caught in possession of a large amount (more than common for personal use) indicating the intention to sell or distribute a controlled substance or alcohol.</p> <p><i>Immediate Action</i></p> <p>The teacher will summon the principal or escort the student to the principal's office.</p> <p><i>Investigation</i></p> <p>The principal will request that the student empty his/her pockets or purse and volunteer all alcohol, drug, and/or paraphernalia. The student's locker will be searched according to policy. Police will be called in to assist in the investigation.</p> <p><i>Notification of Parent/Guardian</i></p> <p>The parents/guardians will be contacted immediately, and the situation described. The parent/guardian will be informed of police involvement.</p> <p><u>Referral to SAP</u></p> <p><i>Confidentiality</i></p> <p>Information will be limited to the student, teacher, principal, Community Resource Coordinator, SAP, superintendent, parent, and police.</p> <p><i>Disposition of Substance</i></p> <p>Substance will be sealed, documented and turned over to police as potential evidence.</p> <p><i>Discipline</i></p> <p>Following an informal hearing, the student will be suspended for a period of ten days. A formal Board hearing will be required within ten days to determine the term of expulsion, recommendations for legal proceedings and potential conditions of return. Evidence will be submitted concerning student's discipline record, attendance record, and academic record. This violation, as described in Situation 3, could warrant an expulsion.</p>
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*Notification of Police*

Police will be notified to carry out a search and/or investigation. See Police Involvement as per most recent Memorandum of Understanding

Situation 4

In situations where drug or alcohol use by a student is of concern; however, there is no evidence of violation of law or school regulation. Any response should be intended to help that student resolve the difficulty.

- a. A student may contact a teacher regarding the drug or alcohol use of another student.
- b. A student may be suspected of using drugs or alcohol but there is not clear evidence of obvious behavior change.
- c. A student may volunteer information about personal drug or alcohol use that does not occur on school property.

*Immediate Action*

A referral will be made to SAP.

*Investigation*

In most cases, investigation is limited to discussion with the student by a teacher, school nurse, counselor, Community Resource Coordinator, superintendent or SAP.

*Notification of Parent/Guardian*

Parents/guardians will be notified at the discretion of SAP in cases of suspected at risk behavior.

*Confidentiality*

Information will be limited to staff member involved, student, school nurse, counselor, principal, SAP, Community Resource Coordinator, superintendent and parent/guardian.

<p>Guidelines</p> <p>35 P.S. Sec. 807.1</p> <p>35 P.S. Sec. 807.2 42 P.S. 8337 Pol. 233</p> <p>35 P.S. Sec. 807.3</p>	<p><i>Disposition of Substance</i></p> <p>Not applicable.</p> <p><i>Discipline</i></p> <p>None is mandated, and referral may be attempted.</p> <p><i>Notification of Police</i></p> <p>Not applicable.</p> <p><u>Performance Enhancing/Muscle Building Supplements</u></p> <p>The use and/or possession of over-the-counter performance enhancing/muscle building supplements is prohibited on school property or while in attendance at any school sponsored events. Violation of this will result in suspension from school.</p> <p>The Board prohibits the use of anabolic steroids by students involved in school-related athletics, except for a valid medical purpose. Body building and muscle enhancement of athletic ability are not valid medical purposes. Human Growth Hormone (HGH) shall not be included as an anabolic steroid.</p> <p>Students shall be made aware of the dangers of steroid use; that anabolic steroids are classified as controlled substances; and that their use, unauthorized possession, purchase, or sale could subject students to suspension, expulsion and/or criminal prosecution.</p> <p>The following minimum penalties are prescribed for any student athlete found in violation of the prohibited use of anabolic steroids:</p> <ol style="list-style-type: none"> <li>1. For a <b>first</b> violation, suspension from school athletics for the remainder of the season.</li> <li>2. For a <b>second</b> violation, suspension from school athletics for the remainder of the season and for the following season.</li> <li>3. For a <b>third</b> violation, permanent suspension from school athletics.</li> </ol> <p>No student shall be eligible to resume participation in school athletics unless a medical determination has been submitted, verifying that no residual evidence of steroids exists.</p>
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