

FERNDALE AREA SCHOOL DISTRICT

SECTION: PUPILS

TITLE: CONTROLLED SUBSTANCES/
PARAPHERNALIA

ADOPTED: MARCH 21, 1990

REVISED: DECEMBER 3, 2003
MAY 9, 2007
OCTOBER 17, 2007
AUGUST 18, 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. Definitions 35 P.S. 780-101 et seq 42 P.S. 8337 21 U.S.C. Sec. 812</p> <p>Pol. 210</p>	<p>For purposes of this policy, controlled substances shall include all:</p> <ol style="list-style-type: none"> 1. Controlled substances prohibited by federal and state law. 2. Look-alike drugs. 3. Alcoholic beverages. 4. Anabolic steroids. 5. Drug paraphernalia. 6. Any volatile solvents or inhalants, such as but not limited to glue and aerosol products. 7. Prescription or patent drugs, except those for which permission for use in school has been granted pursuant to Board policy. <p>For purposes of this policy, under the influence shall include any consumption or ingestion of controlled substances by a student.</p>
<p>3. Authority SC 510, 511 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, at any time while on school property, at any school-sponsored activity, and during the time spent traveling to and from school and school-sponsored activities.</p>

First Offense, compliant

A violation of this section for the first time will result in a 5 day school suspension, mandatory parent conferencing, a 30 day ban from participation in all school and extra-curricular activities, police notification, Student Assistance Program referral, referral for drug and alcohol evaluation, and compliance with the recommendations from the drug and alcohol evaluation.

If a student response in this violation is non-compliant and the student and/or parent(s)/guardian refuse to conference and/or be drug tested and/or follow the suggested drug and alcohol treatment plan, the student will be automatically removed to an alternative education setting for a minimum of 45 days, with an accompanying ban from school and extra-curricular activities. The board may place reasonable conditions upon his/her return to school including, but not limited to successful completion of the drug and alcohol treatment plan and a clean drug screen test.

Second Offense, compliant

A violation of this section for the second time will result in a 10 day school suspension, mandatory parent conferencing, a 60 day ban from participation in all school and extra-curricular activities, police notification, Student Assistance Program referral, required drug and alcohol evaluation, and compliance with the recommendations from the drug and alcohol evaluation.

If a student response in this violation is non-compliant and the student and/or parent(s)/guardian refuse to conference and/or be drug tested and/or follow the suggested drug and alcohol treatment plan, the student will be automatically removed to an alternative education setting for a minimum of 45 days, with an accompanying ban from school and extra-curricular activities. The board may place reasonable conditions upon his/her return to school including, but not limited to successful completion of the drug and alcohol treatment plan and a clean drug screen test.

Third/Subsequent Offense

Subsequent violation will result in placement to an alternative education setting for a minimum of 45 days and may result in expulsion, mandatory parent conferencing, a one year ban from participation in all school and extra-curricular activities, police notification, Student Assistance Program referral, required drug and alcohol evaluation, and compliance with the recommendations from the drug and alcohol evaluation.

The board may place reasonable conditions upon his/her return to school including, but not limited to successful completion of a D&A treatment plan and a clean drug screen test.

	<p>Exceptions: The district superintendent may recommend a discipline shorter or longer in duration when taking into account the following factors: the type and quantity of drug involved; whether or not the violation involved possession as opposed to delivery or sale; whether evidence indicates the violation may have been an ongoing course of conduct or a single occurrence; whether the violation involved violence or threat of violence; relevant prior record of the student; age of the student; whether the student and his/her parents have cooperated in drug treatment and rehabilitation programs recommended by the district; and, other relevant and material facts existing on a case-by-case basis.</p> <p><u>Anabolic Steroids</u></p> <p>35 P.S. Sec. 807.1</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>35 P.S. Sec. 807.2 Pol. 233</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>35 P.S. Sec. 807.3</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"> 1. For a first violation, suspension from school athletics for the remainder of the season. 2. For a second violation, suspension from school athletics for the remainder of the season and for the following season. 3. For a third violation, permanent suspension from school athletics. <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> <p>References:</p> <p>Controlled Substances Act – 21 U.S.C. Sec. 801 et seq</p> <p>PA Controlled Substance, Drug, Device and Cosmetic Act – 35 P.S. 780-101 et seq</p>
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	<p>PA Civil Immunity of School Officers/Employees Relating to Drug or Alcohol Abuse – 42 Pa. C.S.A. 8337</p> <p>Steroids – 35 P.S. Sec. 807.2</p> <p>School Code – 24 P.S. Sec. 510, 511, 1303-A</p> <p>State Board of Education Regulations – 22 PA Code Sec. 12.3; 22 PA Code Sec. 403.1</p> <p>No Child Left Behind Act of 2001 – 20 U.S.C. Sec. 7114, 7161</p> <p>Board Policy – 122, 123, 210, 218, 233</p>
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