

STUDENT RIGHTS AND RESPONSIBILITIES
INTERROGATIONS AND SEARCHES

FNF
(LOCAL)

Interrogations

By School Officials

Administrators, teachers, and other professional personnel may question a student regarding the student's own conduct or the conduct of other students. In the context of school discipline, students have no claim to the right not to incriminate themselves.

By Police or Other
Authorities

For provisions pertaining to student questioning by law enforcement officials or other lawful authorities, see GRA(LOCAL).

**Lockers and
Vehicles**

Students have full responsibility for the security of their lockers and vehicles parked on school property and shall make certain they are locked and that the keys and combinations are not given to others. Students shall not place, keep, or maintain any article or material in lockers or vehicles parked on school property that is forbidden by District policy.

Lockers and vehicles parked on school property may be searched by school officials if there is reasonable cause to believe that they contain articles or materials prohibited by District policy. Students shall be responsible for any prohibited items found in their lockers or vehicles parked on school property.

If a vehicle subject to search is locked, the student shall be asked to unlock the vehicle. If the student refuses, the District shall contact the student's parents. If the parents also refuse to permit the vehicle to be searched, the District may contact local law enforcement officials and turn the matter over to them.

Use of Trained Dogs

The District shall use specially trained nonaggressive dogs to sniff out and alert officials to the current presence of concealed prohibited items, illicit substances defined in FNCF(LEGAL), and alcohol. This program is implemented in response to drug- and alcohol-related problems in District schools, with the objective of maintaining a safe school environment conducive to education.

Such visits to schools shall be unannounced. The dogs shall be used to sniff vacant classrooms, vacant common areas, the areas around student lockers, and the areas around vehicles parked on school property. The dogs shall not be used with students. If a dog alerts to a locker, a vehicle, or an item in a classroom, it may be searched by school officials. Searches of vehicles shall be conducted as described above.

Notice

At the beginning of the school year, the District shall inform students of the District's policy on searches, as outlined above, and shall specifically notify students that:

1. Lockers may be sniffed by trained dogs at any time.
2. Vehicles parked on school property may be sniffed by trained dogs at any time.

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3. Classrooms and other common areas may be sniffed by trained dogs at any time when students are not present.
4. If contraband of any kind is found, the possessing student shall be subject to appropriate disciplinary action in accordance with the Student Code of Conduct.

Parent Notification

The student's parent or guardian shall be notified if any prohibited articles or materials are found in a student's locker, in a student's vehicle parked on school property, or on the student's person, as a result of a search conducted in accordance with this policy.

Drug-Testing Policy
Scope

The District requires drug testing of any student in grades 7–12 who chooses to participate in school-sponsored extracurricular activities or requests a permit to park a vehicle on school property.

A student participating in these activities or requesting a parking permit shall be tested for the presence of illegal drugs at the beginning of the season in which the student participates, prior to joining an extracurricular program at any time during the school year, or prior to receiving a parking permit.

In addition, students shall be randomly tested throughout the school year. All seniors who begin the school year in an extracurricular activity shall remain in the random drug-testing pool until the end of the school year.

Purpose

The purpose of the drug-testing program is to educate students about the serious physical, mental, and emotional harm caused by the illegal use of drugs, to deter student use of illegal drugs, and to provide students with a valid reason to resist peer pressure to use illegal drugs.

Distribution of Policy

The District shall provide each parent and student a copy of the drug-testing policy and consent form prior to the student's participation in an affected activity or receipt of a parking permit.

Consent

Before a student is eligible to participate in extracurricular activities or to receive a parking permit, the student shall be required annually to sign a consent form agreeing to be subject to the rules and procedures of the drug-testing program. If the student is under the age of 18, the student's parent or guardian shall also sign a consent form. If appropriate consent is not given or if the consent form is revoked in any way during the school year, the student shall not be allowed to participate in extracurricular activities or receive a parking permit.

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Use of Results

Drug test results shall be used only to determine eligibility for a parking permit and participation in extracurricular activities. Positive drug test results shall not be used to impose disciplinary sanctions or academic penalties.

Nevertheless, nothing in this policy shall limit or affect the application of state law, local policy, or the Student Code of Conduct. A student who commits a disciplinary offense shall be subject to consequences in accordance with the Student Code of Conduct.

Confidentiality

Drug test results shall be confidential and shall be disclosed only to the student, the student's parents, and designated District officials who need the information in order to administer the drug-testing program. Drug test results shall not be maintained with a student's academic record. Results shall not be otherwise disclosed except as required by law.

Testing Laboratory

The Board shall contract with a certified drug-testing laboratory to conduct testing of students' urine samples.

Testing laboratories shall not release statistics regarding the rate of positive drug tests to any person or organization without consent of the District.

Substances for Which Tests Are Conducted

Tests shall be conducted to indicate the presence of any substance considered illegal by federal or state law or that is considered a controlled substance by the Food and Drug Administration.

The District shall make available to students and parents a list of the substances for which tests will be conducted.

Collection Procedures

Personnel from the drug-testing laboratory shall collect urine samples under conditions that are no more intrusive than the conditions experienced in a public restroom. When selected for testing, a student shall be escorted to the school's testing site by a District employee and shall remain under employee supervision until the student provides a sample. A student shall produce a sample within a closed restroom stall. A District employee of the same gender as the student shall be present when any samples are collected.

Random Testing

The drug-testing laboratory shall schedule testing dates and shall use a random selection method to identify students chosen for random testing. Students shall not receive prior notice of the testing date or time.

Refusal to Test or Tampering

A student who refuses to be tested when selected or who is determined to have tampered with a sample shall be deemed to have a positive test result and shall be subject to the appropriate consequences depending on previous positive test results, if any.

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A student selected for testing who does not follow the proper procedures to leave campus or to be released from a scheduled class shall be considered to have a positive test result and shall be subject to the appropriate consequences depending on previous test results, if any.

Confirmation of Positive Results

An initial positive test shall be confirmed by a second test of the same specimen before being reported as positive.

Upon receiving results of a positive drug test, the District shall schedule a meeting with the student, the student's parent or guardian if the student is under the age of 18, the athletic director or sponsor of the extracurricular activity, as applicable, and the principal to review the test results and discuss consequences.

The student or parent or guardian shall have ten school days following the meeting to provide a medical explanation for a positive result.

Retesting

First and Second Offenses

If the student wishes to return to participation in extracurricular activities or have a parking permit reinstated after any applicable consequences, the student must be retested at the end of the period of suspension and have a negative test result; following that, the student shall be retested on the next two random test dates so long as the student wishes to participate in extracurricular activities or park a vehicle on school property.

Third Offense

After a third offense, if the student wishes to return to participation in extracurricular activities or have a parking permit reinstated after any applicable consequences, the student must be retested at the end of the period of suspension and have a negative test result; following that, so long as the student wishes to participate in extracurricular activities or park a vehicle on school property, the student shall be retested on all random test dates for a period of one calendar year.

Drug Abuse Prevention

The District shall notify the parent and student of drug and alcohol abuse prevention resources available in the area.

Consequences

Consequences of positive test results shall be cumulative through the student's enrollment in the District.

A student who has a confirmed positive drug test shall be subject to the following consequences.

First Offense

Upon a first offense of receiving a confirmed positive test, a student shall be suspended from any extracurricular activity, and the student's parking permit shall be suspended, for 14 calendar days following the date the student and parent are notified of the test results.

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During the period of suspension, the student may participate in practices but not in any competitive activities or performances.

Second Offense

Upon a second offense of receiving a confirmed positive test, a student shall be suspended from any extracurricular activity, and the student's parking permit shall be suspended, for 42 calendar days following the date the student and parent are notified of the test results.

During the period of suspension, the student may participate in practices but not in any competitive activities or performances.

Third Offense

Upon a third offense of receiving a confirmed positive test, a student shall be suspended from participation in any extracurricular activity, and the student's parking permit shall be suspended, for one calendar year following the date the student and parent are notified of the test results.

During the period of suspension, the student may participate in practices but not in any competitive activities or performances.

Fourth Offense

Upon a fourth offense of receiving a confirmed positive test, a student shall be suspended from participation in any extracurricular activity and parking privileges for the remainder of the student's enrollment in the District.

Appeals

A student or parent may appeal a decision made under this policy in accordance with FNG(LOCAL). The student shall be ineligible for participation in extracurricular activities or reinstatement of parking privileges while the appeal is pending.