

# EASTON AREA SCHOOL DISTRICT

SECTION: PUPILS

TITLE: CONTROLLED SUBSTANCES/  
PARAPHERNALIA

ADOPTED: August 22, 2005

REVISED: July 17, 2008  
March 24, 2011

	<p>227. CONTROLLED SUBSTANCES/PARAPHERNALIA</p>
<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 so that students may develop in a productive and healthy manner.</p> <p>Such prevention shall occur through a three-faceted program, including education, prevention, and intervention.</p>
<p>2. Definition 35 P.S. 780-101 et seq 42 P.S. 8337 21 U.S.C. Sec. 812</p>	<p>For purposes of this policy, <b>controlled substances</b> shall mean all:</p> <ol style="list-style-type: none"> <li>1. Controlled substances prohibited by federal and state law.</li> <li>2. Look-alike drugs.</li> <li>3. Alcoholic beverages.</li> <li>4. Anabolic steroids.</li> <li>5. Drug paraphernalia.</li> <li>6. Any volatile solvents or inhalants such as but not limited to glue and aerosol products.</li> <li>7. Prescription or patent drugs, except those for which permission for use in school has been granted pursuant to Board policy.</li> <li>8. Tobacco and tobacco-related products.</li> <li>9. Substances that when ingested cause a physiological effect that is similar to the effect of a controlled substance as defined by state or federal law, such as but not limited to herbal incense or other products containing synthetic cannabinoids.</li> </ol>
<p>Pol. 210</p>	
<p>Pol. 222</p>	

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<p>Pol. 210</p>	<p>Examples of the above include, but are not limited to, anabolic steroids, non-anabolic steroids, marijuana, hashish, cocaine, chemical solvents, glue, look-alike substances, K-2, Spice, etc. and any capsules or pills not registered with the nurse, annotated within the student's health record, and/or taken in accordance with Board policy for the administration of medication to students in school.</p> <p>For purposes of this policy, <b>under the influence</b> 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, on school property, at any school-sponsored activity, and during the time spent traveling to and from school and school-sponsored activity privileges (including student spectators).</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 resulting from violations of this policy.</p>
<p>Pol. 218</p>	<p><u>Off-Campus Activities</u></p> <p>This policy shall also apply to student conduct that occurs off school property and would violate the Code of Student Conduct if:</p>
<p>Pol. 122, 123</p>	<ol style="list-style-type: none"> <li>1. There is a nexus between the proximity and timing of the conduct in relation to the student's attendance at school or school-sponsored activities.</li> <li>2. The student is a member of an extracurricular activity and has been notified that particular off-campus conduct could result in exclusion from such activities.</li> <li>3. Student expression or conduct materially and substantially disrupts the operations of the school, or the administration reasonably anticipates that the expression or conduct is likely to materially and substantially disrupt the operations of the school.</li> <li>4. The conduct has a direct nexus to attendance at school or a school-sponsored activity, such as an agreement to complete a transaction outside of school that would violate the Code of Student Conduct.</li> <li>5. The conduct involves the theft or vandalism of school property.</li> </ol>

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<p>4. Delegation of Responsibility</p> <p>42 P.S. 8337 Pol. 218, 233</p>	<p>The Superintendent or designee shall prepare rules for the identification 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 controlled substances in school, up to and including expulsion and referral for prosecution.</li> <li>2. Disseminate to students, parents/guardians and staff Board policy and district procedures governing student abuse of controlled substances.</li> <li>3. Provide education concerning the dangers of abusing controlled substances.</li> <li>4. Establish procedures for education and readmission to school of students convicted of offenses involving controlled substances.</li> </ol>
<p>SC 1303-A</p>	<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>5. Guidelines</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/guardian.</p> <p>This policy will be implemented through the cooperative efforts of the faculty and staff, administration, school employee groups, students, parents/guardians, and community agencies of the district.</p> <p><u>Student Assistance Program (SAP)</u></p> <p>A Student Assistance Program shall be operated for the purpose of providing students with early intervention for problems with controlled substances that occur during or after school hours. This applies to on-campus and off-campus activities.</p> <p>The individual student, a concerned peer or a staff member may make referrals. Referrals are confidential and a pre-assessment process may be implemented. The SAP team shall assess behavioral patterns noted by teachers or others, determine whether further review is necessary, and subsequently initiate appropriate action if appropriate.</p>

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<p>Pol. 122, 123</p>	<p>Student Assistance Program (SAP) procedures shall be developed by the district and will be disseminated in student handbooks.</p> <p><u>Suspension From Extracurricular Activities/Interscholastic Athletics</u></p> <p>Any district student reported of violating the Board policy on drug and alcohol abuse will be required to participate in a hearing to determine privilege eligibility in extracurricular and interscholastic athletics. The building principal shall serve as the hearing officer with appropriate representation from central administration followed by a report to the Board.</p>
<p>Pol. 226</p>	<p><u>Drug-Sniffing Dogs</u></p> <p>The building principal or designee may request the use of certified drug-sniffing dogs through the local police department for the purpose of conducting searches for controlled substances.</p>
<p>35 P.S. Sec. 807.1</p>	<p><u>Anabolic Steroids</u></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"> <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>

Reasonable Suspicion/Testing

If based on the student's behavior, medical symptoms, vital signs or other observable factors, the building principal has reasonable suspicion that the student is under the influence of alcohol or a controlled substance, the student may be required to submit to drug or alcohol testing. The testing may include but is not limited to the analysis of blood, urine, saliva, or the administration of a Breathalyzer test.

Implementation of the Policy

A designated committee, under the direction of the Director of Pupil Services, will review the policy on a yearly (minimum) basis. A report to the Board Policy Committee will follow this review.

References:

Controlled Substances Act – 21 U.S.C. Sec. 812(c)

PA Controlled Substance, Drug, Device and Cosmetic Act – 35 P.S.  
780-101 et seq

PA Civil Immunity of School Officers/Employees Relating to Drug or Alcohol  
Abuse – 42 Pa. C.S.A. 8337

Steroids – 35 P.S. Sec. 807.2

School Code – 24 P.S. Sec. 510, 1303-A

State Board of Education Regulations – 22 PA Code Sec. 12.3; 22 PA Code  
Sec. 403.1

No Child Left Behind Act of 2001 – 20 U.S.C. Sec. 7114, 7161

Board Policy – 122, 123, 210, 218, 226, 233