

## **Drug and Alcohol Involvement by Students**

It shall be a violation of Board policy and may be considered to be behavior which is detrimental to the welfare or safety of other students or school personnel for any student to possess, use, sell, distribute or procure or to be under the influence of a controlled substance without a prescription.

For purposes of this policy, a controlled substance includes but is not limited to alcohol, marijuana (medical or otherwise), narcotic drugs, hallucinogenic or mind-altering/mood altering drugs or substances, amphetamines, barbiturates, stimulants, depressants, anabolic steroids, any other substances defined as "controlled substances" by state and federal law, or any prescription or nonprescription drug, medicine, vitamin, homeopathic substance, or other chemical substances not taken in accordance with Board policy and regulations on administering medications to students, or the Board's policy on administration of medical marijuana to qualified students.

This policy also includes substances that are represented by or to a student to be any such controlled substance as defined in the preceding paragraph or what the student believes to be any such substance. All paraphernalia that is associated with the use or distribution of a controlled substance is also prohibited and falls within the scope of this policy and its accompanying regulation.

This policy shall apply to any student who is on school property, in attendance at school, in a district vehicle or at any school or district-sponsored or sanctioned activity, whether on or off school grounds, or whose conduct at any time or place is found to be detrimental to the safety and/or welfare of students or school employees.

Students violating this policy shall be subject to disciplinary sanctions that may include suspension, expulsion, diversion activities and/or referral to appropriate law enforcement agencies as outlined in the regulation that accompanies this policy and as provided in the student code of conduct and discipline handbooks for each school.

Through the publication and distribution of the discipline handbooks, the Board shall have served notice to all students and their parent(s)/guardian(s) of their rights and responsibilities under Board policy.

Situations in which a student seeks counseling or information from a professional staff member for the purpose of overcoming substance abuse or dependency shall be handled on an individual basis and shall not be considered in violation of this policy.

Information provided to students and/or parents/guardians about community substance abuse treatment programs or other resources shall be accompanied by a disclaimer to clarify that the school district assumes no financial responsibility for the expense of drug or alcohol assessment or treatment provided by other agencies or groups unless otherwise required by law.

Adopted: August 22, 1990  
Revised: November 14, 1990  
Revised: June 8, 1994  
Revised: September 14, 1995  
Revised: September 23, 1998  
Revised: May 23, 2001  
Revised: September 12, 2001  
Revised: August 24, 2005

Revised: June 24, 2015  
Revised: March 8, 2017  
Revised: October 10, 2018

LEGAL REFS.: 20 U.S.C. §7101 *et seq.* (Safe & Drug-Free Schools and Communities Act of 1994)  
21 U.S.C. §812 (definition of “controlled substance”)  
C.R.S. 18-18-102 (3) (definition of “anabolic steroid”)  
C.R.S. 18-18-407 (2) (crime to sell, distribute or possess controlled substance on or near school grounds or school vehicles)  
C.R.S. 22-1-110 (instruction related to alcohol and drugs)  
C.R.S. 22-1-119.3 (3)(c), (d) (no student possession or self-administration of medical marijuana, but school districts must permit the student’s primary caregiver to administer medical marijuana to the student on school grounds, on a school bus or at a school-sponsored event)  
C.R.S. 22-32-109.1 (2)(a)(I)(G) (policy required as part of safe schools plan)  
C.R.S. 22-33-106 (1)(d) (suspension or expulsion discretionary for the sale of a drug or controlled substance)  
C.R.S. 25-1.5-106 (12)(b) (possession or use of medical marijuana in or on school grounds or in a school bus is prohibited)  
C.R.S. 25-14-103.5 (boards of education must adopt policies prohibiting use of retail marijuana on school property)

CROSS REFS.: IHAMA, Teaching about Drugs, Alcohol and Tobacco  
JIH, Student Interviews, Interrogations, Searches and Arrests  
JK\*-2, Discipline of Students with Disabilities  
JKD/JKE, Suspension/Expulsion of Students (and Other Disciplinary Interventions)  
JLCD, Administering Medications to Students  
JLCD-R, Administering Medications to Students  
JLCD-E, Written Plan-Administration of Medical Marijuana to Qualified Students

St. Vrain Valley School District RE-1J, Longmont, Colorado