

Drug and Alcohol Abuse by Students

Students who violate Board policy JICH shall be subject to the following disciplinary consequences.

Type A violation

Using, possessing, being under the influence of a controlled substance without a prescription, sharing a controlled substance, or being in possession of drug paraphernalia while on school grounds, in district vehicles, or at any school or district-sponsored or sanctioned activity whether on or off school grounds, or when off school grounds where it is found to be detrimental to the safety and/or welfare of students or school personnel:

Consequences for first violation:

- The student shall be suspended up to five days.
- Parent(s)/guardian(s) of the student shall meet with the school principal or designee to discuss the situation and consequences for a subsequent violation.
- The violation may be reported to the local law enforcement agency of the jurisdiction where the incident occurred in accordance with state law requirements.

The principal may agree to defer or reduce the student's suspension only if the student and parent(s)/guardian(s) agree to attend an approved drug education diversion activity. Such agreement shall be placed in writing during the meeting with the principal or designee within the initial suspension period with a "time certain" established for this activity to be completed. This diversion activity must be attended by the parent(s)/guardian(s) and student at the next regularly scheduled program date and time or as soon thereafter as possible and as agreed upon. Failure to agree or failure to attend the diversion activity, if initially agreed upon, shall cause the student to be suspended from school.

Consequences for second violation:

- The student shall be suspended up to ten days with an extension requested, if necessary, and expulsion proceedings may be initiated in accordance with JKD/JKE-R.
- The parent(s)/guardian(s) of the student will be informed of the situation by an initial telephone call by the principal or designee followed by a personal conference where the details of the expulsion proceedings shall be told to the student and parent(s)/guardian(s) and the possibility of a deferral of expulsion option as provided in this regulation.
- The violation may be reported to the local law enforcement agency of the jurisdiction where the incident occurred in accordance with state law requirements.

Type B violation

A Type B violation shall be determined in cases of selling or distributing of a controlled substance.

Selling is defined as providing and/or distributing a controlled substance personally or through a secondary party for remuneration of money or other tangible goods or services of material value.

Selling of a controlled substance shall be deemed detrimental to the welfare and/or safety of other students and school personnel under any of the following circumstances: while inside a school building or facility, on or near school grounds during the school day, in district vehicles, in attendance at any school or district-sponsored or sanctioned activities whether on or off school grounds; and selling of a controlled substance off school grounds if found to be detrimental to the safety and/or welfare of students or school personnel.

Consequence for first and any subsequent violation:

The student shall be suspended for up to ten days, with an extension requested, if necessary, and expulsion proceedings may be initiated in accordance with JKD/JKE-R.

The parent(s)/guardian(s) of the student will be informed of the situation by an initial telephone call by the principal or designee followed by a personal conference where the details of the expulsion proceedings shall be told to the student and parent(s)/guardian(s) and the possibility of a deferral of expulsion option as provided in this regulation.

The violation shall be reported to the local law enforcement agency of the jurisdiction where the incident occurred in accordance with state law requirements.

Drug paraphernalia

For purposes of this policy, drug paraphernalia includes equipment, products, and materials of any kind which are used, or intended to be used, by the student for the manufacturing, compounding, processing, distributing, packaging, inhaling, or ingesting of a controlled substance, such as scales/balances (used or intended for use in weighing or measuring controlled substances), capsules or envelopes for use in the packaging or distribution of controlled substances, bongos, pipes, and other similar items.

This regulation supplements authority conferred elsewhere by either Board policy or state statute and shall not be deemed to limit or suspend such other authority.

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