

# SOUTHERN LEHIGH SCHOOL DISTRICT

SECTION: PUPILS

TITLE: CONTROLLED SUBSTANCES

ADOPTED: June 23, 2003

REVISED: February 22, 2016

<p><b>Replaces former Policies 5146, 5147</b></p> <p>1. Purpose</p> <p>2. Definition</p>	<p style="text-align: center;">227. CONTROLLED SUBSTANCES</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 the educational institution of this district, the schools shall strive to prevent abuse of controlled substances.</p> <p>For purposes of this policy, <b>controlled substances</b> shall include all:</p> <ol style="list-style-type: none"> <li>1. Controlled substances prohibited by federal and state laws.</li> <li>2. Look-alike drugs.</li> <li>3. Alcoholic beverages.</li> <li>4. Anabolic steroids and HGH (Human Growth Hormone) intended for performance enhancement.</li> <li>5. Drug paraphernalia.</li> <li>6. Prescription or nonprescription (over-the-counter) medications, except those for which permission for use in school has been granted pursuant to Board policy.</li> <li>7. Any volatile solvents or inhalants, such as but not limited to glue and aerosol products.</li> <li>8. Substances that when ingested cause a physiological effect that is similar to the effect of a controlled substance as defined by state or federal laws.</li> </ol> <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>For purposes of this policy, <b>look-alike drug</b> shall include any pill, capsule, tablet, powder, plant matter or other item or substance that is designed or intended to resemble a controlled substance prohibited by this policy, or is used in a manner likely to induce others to believe the material is a controlled substance.</p>
--	--

227. CONTROLLED SUBSTANCES

For purposes of this policy, **drug/mood-altering substance/alcohol** shall include any alcohol or malt beverage, any drug listed in Act 6 (1972) as a controlled substance, chemical, abused substance, anabolic steroids, potentially health endangering substance, or medication for which a prescription is required under the law and/or any substance which is intended to alter mood.

Examples include, but are not limited to, herbal products and any products that contain any form of ephedrine, beer, wine, liquor, marijuana, hashish, chemical solvents, inhalants, hallucinogens, glue, counterfeit chemicals, “look-alike substances,” potentially health endangering substances, and any medication not registered with the nurse, annotated within the student’s health record and/or taken in accordance with the school district policy for the administration of medication to students in school.

For the purposes of this policy, **counterfeit chemical** means a controlled substance, other drug, device or cosmetic which, or the container or labeling of which, without authorization, bears the trademark, trade name, or other identifying mark, imprint, number, or any likeness thereof, or a manufacturer, distributor, or dispenser other than the person or persons who in fact manufactured, distributed, or dispensed such substance, or the substance is falsely represented to be the product of, or to have been distributed by, such other manufacturer, distributor, or dispenser. Counterfeit chemical shall also mean any substance which is termed a look-alike substitution for any controlled substance.

**Student Assistance Program (SAP)** – this team, comprised of district staff, has been trained to understand and work on the issues of adolescent chemical use, abuse, and dependency and will play a primary role in the identification and referral process of students coming to their attention through the procedures outline din this policy. In grades K-6 the building Instructional Support Teams (ISTs) shall respond to referrals along with the K-6 SAP team.

**Distributing/Transferring** – delivering, selling, passing, sharing, or giving any alcohol, drug, counterfeit chemical, anabolic steroid, or mood-altering substance, as defined by this policy, from one person to another.

**Possession** – to possess, keep, or hold, without any attempt to distribute, any alcohol, drug, counterfeit chemical or mood-altering substance determined to be illegal or as defined by this policy. A person who has consumed alcohol or drugs is presumed to be in possession.

**Drug Paraphernalia** – includes any items which can be associated with the use of drugs, alcohol or mood-altering substances. Examples include, but are not limited to bottles, flasks, roach clips, syringes, pipes, bongs, rolling papers, bowls.

227. CONTROLLED SUBSTANCES

<p>3. Authority</p>	<p>Through the use of an appropriate curriculum, classroom activities, community support and resources, a strong and consistent administrative and faculty effort, and rehabilitative and disciplinary procedures, the Southern Lehigh School District will work to educate, prevent and intervene in the use and abuse of controlled substances by the entire student population.</p> <p>The Board prohibits students from using, possessing, distributing, and being under the influence of any controlled substances, on school property, on school buses, and at any school-sponsored event including extracurricular and co-curricular activities or while representing Southern Lehigh School District.</p> <p>The Board may require participation in drug counseling, rehabilitation, testing or other programs as a condition of reinstatement into the school educational, interscholastic, extracurricular or co-curricular program.</p> <p>In the case of a student with a disability, including a student for whom an evaluation is pending, the district shall take all steps required to comply with state and federal laws and regulations, the procedures set forth in the memorandum of understanding with local law enforcement and Board policies.</p> <p><u>Off-Campus Activities</u></p> <p>This policy shall also apply to student conduct that occurs off school property and would otherwise violate the Code of Student Conduct if any of the following circumstances exist:</p> <ol style="list-style-type: none"><li>1. The conduct occurs during the time the student is traveling to and from school or traveling to and from school-sponsored activities in a school owned or contracted conveyance.</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, for example, a transaction conducted outside of school pursuant to an agreement made in school, that would violate the Code of Student Conduct if conducted in school.</li><li>5. The conduct involves the theft or vandalism of school property.</li></ol> <p>The privileged confidentiality between students and guidance counselors, school nurses, school psychologists, and home and school visitors shall be respected; and</p>
---------------------	--

227. CONTROLLED SUBSTANCES

<p>4. Delegation of Responsibility</p>	<p>no confidential communication made to any such employee shall be required to be revealed without the consent of the student or his/her parent, unless the best interests of the student can be served only by such release.</p> <p>The Superintendent or designee shall develop administrative regulations to identify and control substance abuse in the schools which:</p> <ol style="list-style-type: none"><li>1. Establish procedures to appropriately manage situations involving students suspected of using, possessing, being under the influence, or distributing controlled substances.</li><li>2. Disseminate to students, parents/guardians and staff the Board policy and administrative regulations governing student use of controlled substances.</li></ol>
<p>5. Guidelines</p>	<p>Violations of this policy may result in disciplinary action up to and including expulsion and referral for prosecution.</p> <p>The Superintendent or designee shall immediately report required incidents and may report discretionary incidents involving possession, use or sale of controlled substance on school property, at any school-sponsored activity or on a conveyance providing transportation to or from a school or school-sponsored activity to the local police department that has jurisdiction over the school's property, in accordance with state law and regulations, the procedures set forth in the memorandum of understanding with local law enforcement and Board policies.</p> <p>The Superintendent or designee shall notify the parent/guardian of any student directly involved in an incident involving possession, use or sale of controlled substances as a victim or suspect immediately, as soon as practicable. The Superintendent or designee shall inform the parent/guardian whether or not the local police department that has jurisdiction over the school property has been or may be notified of the incident. The superintendent or designee shall document attempts made to reach the parent/guardian.</p> <p>In accordance with state law, the Superintendent shall annually, by July 31, report all incidents of possession, use or sale of controlled substances to the Office for Safe Schools.</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><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</p>

## 227. CONTROLLED SUBSTANCES

enhancement, increasing muscle bulk or strength, or the enhancement of athletic ability are not valid medical purposes. Human Growth Hormone (HGH) shall not be included as an anabolic steroid.

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.

### Violations

Students found or suspected of possessing, using, and/or distributing an illegal substance, including paraphernalia, on school property will be subject to the established Drug and Alcohol Administrative Guidelines.

### 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 a controlled substance, the student may be required to submit to drug or alcohol testing.

P.L. 233 No. 64

Act 64 of 1972

Pol. 210

PA Code Title 22 Sec. 12.3, 12.12

SC 510

Title 22 Sec. 12.3

Title 22 Sec. 12.12

Pol 207

SC 1303-A(b)

P.L. 101226

Sec. 5115 (a) (4)

227. CONTROLLED SUBSTANCES

	<p>Pol. 810</p> <p>PA Statute 42 P.S. 8337</p> <p>Other Cite Act 104 of 1989</p>
--	--