

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	<p>Students have full responsibility for the security of their lockers and for vehicles parked on school property. It is the student's responsibility to ensure that lockers and vehicles are locked and that the keys and combinations are not given to others. Students shall not place, keep, or maintain any article or material that is forbidden by District policy in lockers or in vehicles parked on school property.</p> <p>School officials may search lockers or vehicles parked on school property 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 in vehicles parked on school property.</p> <p>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 a search of the vehicle, the District may turn the matter over to local law enforcement officials.</p>
USE OF TRAINED DOGS	<p>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.</p> <p>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.</p>
NOTICE	<p>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:</p> <ol style="list-style-type: none">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.

STUDENT RIGHTS AND RESPONSIBILITIES
INTERROGATIONS AND SEARCHES

FNF
(LOCAL)

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
PROGRAM
SCOPE

The District shall implement a mandatory random drug-testing program for students in grades 6–12. Program participation shall be required of any secondary student involved in any school-sponsored extracurricular activity including, without limitation, any activity or group that participates in contests, competitions, or community service projects on behalf of or as a representative of the school and for any student who applies for and holds a permit to park a vehicle on campus. This program shall include random testing throughout the school year.

PURPOSE

The District's intended purpose shall be:

1. To allow each student in programs subject to testing to make a commitment against drug use;
2. To give each student an effective tool against drug use;
3. To ensure the health and safety of each student during practice and performance; and
4. To deter drug use by students.

CONSENT FORM

Each student and his or her parent/guardian shall be required to give written permission. Permission for student drug testing shall be effective as long as the student is enrolled at the District campus designated on the permission form as provided in this policy. If a student or parent/guardian refuses to sign a form or provides written notice of revocation of the consent to the principal, the student shall not be allowed to participate in the school-sponsored extracurricular activities or be allowed to park at school for which such testing is required.

USE OF RESULTS

The results of any drug test shall be used only to determine eligibility for participation in extracurricular secondary school-sponsored athletics, band, cheerleading, dance, choir, UIL academic activities, school clubs, and organizations, as well as eligibility to be assigned a parking pass. The District shall take no action against a student except as provided in this policy and no academic penalty shall be incurred by a student as a result of participation in this program.

STUDENT RIGHTS AND RESPONSIBILITIES
INTERROGATIONS AND SEARCHES

FNF
(LOCAL)

STUDENT CODE OF CONDUCT	Nothing in the requirements of the drug-testing program shall limit or prohibit application of the District's Student Code of Conduct providing for disciplinary action involving students using, being under the influence of, possessing, or distributing alcohol or illegal drugs on school property or at school-related events, on or off school property. Consequences in the Student Code of Conduct shall not be invoked in the event a student tests positive in the student drug-testing program.
CONFIDENTIALITY	All results of drug testing shall be confidential and shall be disclosed only to the student, the student's parents, and designated District officials. No drug test results shall be maintained in a student's records. All test results shall be destroyed when the student graduates from high school. If a student withdraws before graduation and does not return, records will be destroyed when the student reaches 19 years of age.
TESTING LABORATORY	The Board shall contract with a licensed medical facility or third-party administrator recommended by the Superintendent or designee to conduct, in a SAMHSA-certified laboratory, the testing of students' urine samples for the presence of drugs. The Superintendent or designee shall oversee the program conducted by the selected laboratory.
PROCEDURES	<p>The District reserves the right to test for the following substances: alcohol, amphetamines, methamphetamines, barbiturates, benzodiazepines, cocaine metabolite, marijuana, methadone, opiates, phencyclidine, propoxyphene, hallucinogens, steroids, and all other illegal, addictive, or performance-enhancing drugs.</p> <p>Samples shall be taken under conditions that are no more intrusive to students than the conditions experienced in a public restroom. The Superintendent, in cooperation with the selected testing laboratory, shall develop regulations for collection and testing.</p>
RANDOM TESTING	<p>Random tests shall be conducted throughout the school year. The District shall randomly test up to 50 percent of the participating students, not to exceed 1,000 tests per school year.</p> <p>Using confidential student numbers, the testing laboratory shall generate a random list of students for each date. All students in the program shall be eligible for testing at each test date.</p> <p>Students shall not be notified in advance of any drug test. When selected for testing, each student shall proceed to the testing site and shall remain under care and supervision of testing personnel until a sample has been provided. Student privacy shall be protected to the maximum extent possible during the collection of specimens.</p>

STUDENT RIGHTS AND RESPONSIBILITIES
INTERROGATIONS AND SEARCHES

FNF
(LOCAL)

REFUSAL OR
FAILURE TO SUBMIT
TO TESTING

A student shall be allowed two hours to provide the specimen. If a student agrees to be tested but is unable to provide a specimen within two hours, he or she shall be subject to consequences as if there had been a positive test result. A student who refuses to be tested on a designated test date, who tampers with any sample, or who assists others in tampering with any sample shall be subject to the same consequences as a student having a confirmed positive test result.

POSITIVE TEST
RESULTS

All positive test results shall be confirmed by a second, more definitive test before being reported as positive. A confirmed positive laboratory test result shall be forwarded to a medical review officer (MRO) for an interpretation and evaluation in order to determine if there is a legitimate explanation for the result. The MRO shall be a licensed medical physician trained in substance abuse and certified by the American Association of Medical Review Officers. The MRO shall make the final determination in all confirmed positive laboratory test results, and if it is determined that a legitimate reason exists for the positive lab result, the result shall be reported to the District as negative. The District shall take the following steps upon receiving a confirmed positive test result from the testing laboratory.

The parent shall be notified and a meeting shall be scheduled. The parent shall be given an opportunity to offer an explanation and may request a retest of the original specimen, at the parent's expense. This second test must be completed at an approved SAMHSA lab using specimen B from the initial sample. Such a request must be made in writing within 48 hours of the meeting and must include payment for the retest.

CONSEQUENCES

Any consequences not completed by the end of the school year shall carry over to the following school year. Offenses shall be cumulative for grades 6 through 8 and for grades 9–12. When a student moves from middle school to high school, any consequences assigned during middle school must be completed before the grade 9–12 cumulative period begins. If a student withdraws from the District and later returns, the cumulative process for positive infractions shall continue, not start over. If a student withdraws from the District or campus before completing assigned consequences and later reenrolls in the District or at the campus, all consequences must be completed to the District's satisfaction before the student will be reinstated to the extracurricular activity or issuance of a parking permit in which the suspension occurred.

LEVEL ONE

Following the first confirmed positive test result, the Level One consequences shall be as follows:

1. Parent conference;

STUDENT RIGHTS AND RESPONSIBILITIES
INTERROGATIONS AND SEARCHES

FNF
(LOCAL)

2. Suspension of ten school days from any activity or group that participates in contests, competitions, or community service projects on behalf of or as a representative of the school;
3. Suspension of ten school days from parking; and
4. Mandatory participation in next two random tests.

At the discretion of the appropriate administrator, the student may attend scheduled practices or meetings.

LEVEL TWO

Following a second confirmed positive test result, the Level Two consequences shall be as follows:

1. Parent conference;
2. Suspension of 30 school days from any activity or group that participates in contests, competitions, or community service projects on behalf of or as a representative of the school;
3. Suspension of 30 school days from parking; and
4. Mandatory participation in next three random tests.

At the discretion of the appropriate administrator, the student may attend scheduled practices or meetings.

LEVEL THREE

Following a third confirmed positive test result, the student shall be removed from the applicable school-sponsored activity and privileges for one calendar year. Once the student is reinstated, the student shall be required to participate in the next three campus random drug tests and must provide a sample at each testing. After reinstatement, any further positive tests for the student shall result in removal from the applicable school-sponsored activity and privileges for another calendar year.

APPEALS

A student or parent may appeal any decision made under the drug-testing program in accordance with FNG(LOCAL). The student shall be ineligible for participation in any applicable school-sponsored program until the appeal process has been completed.

VOLUNTARY DRUG
TESTING FOR
STUDENTS

A parent of a student in grades 6–12 not participating in a mandatory random drug-testing program may choose to have his or her child participate in the District's drug-testing program. Both parent and student must sign the same consent form and shall follow the same procedures as described above as applicable. Test results for voluntary participants shall be reported directly to the parent. The school shall not be notified of the results of the voluntary participants.