

Frequently Asked Questions (FAQs) Regarding Policy 227.1, Random Drug Testing

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Will I have to pay?

No. Only students who request a retest to dispute the findings of the original test will be charged. Costs are approximately \$80.

When is the testing window?

For the 2010-2011 school year, the testing window is from February 23, 2011 (the date the policy was adopted) through June 30, 2011.

For the 2011-2012 school year, the testing window will be from July 1, 2011 through June 30, 2012.

Why aren't all students tested?

Two reasons:

1) Because Pennsylvania School Code Sections 1327 and 1338 require all children from 7 to 17 to attend school, those same students are afforded a reasonable expectation of privacy from undue search and seizures under the Fourth Amendment to the U.S. Constitution.

2) Two U.S. Supreme Court cases specific which groups can be tested. The 1995 case *Vernonia School District v. Acton*, specifies student athletes as an eligible testing group because there was a diminished expectation of privacy because of the student's choice to engage in athletics outside of school day. The 2002 case, *Board of Education of Independent School District No. 92 of Pottawattamie County v. Lindsay Earls*, expanded the groups eligible for testing by identifying any student in an extracurricular activity and/or student driver.

I lost my consent form – where can I get another one?

You can download a consent form [here](#) or request a copy from the main office of the Middle School or High School.

Who is in charge of the random drug testing program?

The high school principal is in charge of the overall program. The assistant principal is the testing coordinator.

What grades does this policy cover?

The policy covers students in grades 6-12.

What happens if I do not turn in a Consent Form?

Students not turning in the Consent Form are not eligible to participate in any extracurricular activity, including athletics, and/or may not drive to school. This applies to practices, games, competitions, meetings, etc.

How will the random selection process occur?

Numbers will be assigned at random to students in the pool. A computer program will generate a list of up to 10% of the students in the pool for testing on each testing date.

Who does the testing?

Professionals from Susquehanna Health will be on campus to conduct the testing. School officials will not be directly involved in the testing process.

What happens to the results after testing?

Negative results are destroyed. Positive results are reported to the Superintendent and/or building principal.

Who gets the results?

The superintendent and building principal receive the test results.

How many students are tested at one time?

Up to ten percent (10%) of the pool will be tested on each testing date.

Can I be present for my student's test?

Yes. We can contact you if your student's number is selected. You must indicate that this is your preference and arrive to school within two hours of us contacting you.

For what substances are you testing?

The test includes, but is NOT limited to, the following:

- Alcohol
- Amphetamines/Methamphetamines, MDMA (ecstasy), MDA
- Barbiturates
- Benzodiazepines
- Cannabinoids (Marijuana)
- Cocaine
- Opiates
- Phencyclidine (PCP)
- Methadone
- Propoxyphene

What are the consequences if a test is positive?

First offense is defined as a positive test result, refusal to be tested, and/or alteration of a random urinalysis for the first time. The student participant will receive a thirty (30) calendar day suspension from participating in extracurricular activities, attending before or after-school events, and/or driving to school, with option to re-test after twenty (20) days at the parent/guardian's expense. Results of this test, if negative, will result in reinstatement of privileges. In either case, students must adhere to the following:

1. Custodial parent(s)/guardian(s) of the student must meet with the building principal or designee to discuss the results of the drug test.
2. The student will be required to participate in the Loyalsock Township Student Assistance Program.
3. The student must take a drug test before resuming participation in extracurricular activities, attending before/after school events, and/or driving privileges. The student must test negative prior to restoration of all privileges. A positive result will constitute a second offense. The cost of this test will be incurred by the students' parent/guardian or the student (if eighteen (18) years or older).

Second offense is defined as a positive test result, refusal to be tested, and/or alteration of a random urinalysis for the second time. The student participant will receive a suspension from participation in extracurricular activities, attending before or after-school events, and/or driving to school for 180 days from the date of the positive result. Before privileges will be restored at the end of 180 days, the following will have to be completed:

1. Custodial parent(s)/guardian(s) of the student must meet with the building principal, or designee, to discuss the results of the drug test.
2. The student will be required to participate in the Loyalsock Township Student Assistance Program.
3. The student must submit to drug testing at random intervals during the 180-day suspension. The costs of these tests will be incurred by the student's parent(s)/guardian(s) or the student (if eighteen (18) years or older). Negative results on all re-tests are required for the student to be re-admitted to all privileges. A positive result will constitute a third offense.
4. The students' parent(s)/guardian(s) must agree to place the student in a rehabilitation program of their choice and at their expense. Confirmation of such enrollment shall be submitted within two (2) weeks from the date of a positive test, and the certificate of completion of the program must be submitted to a member of the Oversight Committee. If treatment extends beyond one calendar year, consideration may be given for student privileges to be restored based on treatment facility recommendation.
5. Failure to comply with these requirements will result in a continued suspension from all activities.

Third offense is defined as a positive test result, refusal to be tested, and/or alteration of a random urinalysis for the third time.

1. The student participant will receive a permanent suspension of driving privileges as well as permanent suspension from all extracurricular activities and before/after school events. A hearing with the Oversight Committee may be requested for reinstatement of privileges after one calendar year from the date of the third offense.
2. The student will be required to participate in the Loyalsock Township Student Assistance Program.
3. The district highly and strongly recommends that the student continues or reenrolls in a rehabilitation program of the parent/guardian's choice and at their