

Nebo School District Board of Education

POLICY FILE # JFCH/JFCI

**POLICIES AND PROCEDURES ON STUDENT USE OF
TOBACCO, ALCOHOL AND OTHER DRUGS**

STATEMENT OF INTENT

The Nebo School District Board of Education recognizes that the use, possession, distribution, or sale of tobacco, alcohol, drugs, and/or other similarly harmful substances, or drug paraphernalia constitutes a hazard to the welfare of students and faculty, and is illegal under the laws of the State of Utah. It is the Board's responsibility to adopt policies and procedures which will minimize the hazard caused by the presence of these substances or devices in the schools or at any school sponsored functions.

The Board believes that tobacco, alcohol and drug primary prevention programs are effective in providing students with the opportunity to build social skills and enhance self-concepts, as well as providing information on the harmful effects of tobacco, alcohol and drugs. Prevention curricula can assist students with the necessary skills needed for decision making toward a more healthy life style, including the prevention of misuse and abuse of tobacco, alcohol and other drugs.

The Board supports programs that coordinate school and parent cooperation in attempting to prevent problems of drug abuse and supports programs that assist parents in seeking outside professional help from public or private educational and rehabilitative programs.

STATEMENT OF ALCOHOL AND DRUG POLICY

Nebo School District prohibits any unauthorized student use, possession, sale or distribution of alcohol, controlled substances, imitation controlled substances, and/or other similarly harmful substances, or drug paraphernalia. These actions are prohibited in any school building, or on any other property owned or operated by the District, or at any school sponsored activity, or in any vehicle dispatched by the District to transport students to or from an activity. These prohibitions apply whether or not the actions occur during regular school hours.

DEFINITIONS

The words "use," "possession," "sale," "distribution," "alcohol," "drugs," "controlled substances," and "imitation controlled substances," shall have the meanings ascribed to them in the Utah Controlled Substances Act, the Utah Drug Paraphernalia Act, the Imitation Controlled Substances Act, and the Alcoholic Beverage Control Act, or any successor acts thereto of the Utah Code. The word "parents" means natural parents, foster parents, or legal guardians. The words "other similarly harmful substances" mean substances such as inhalants and/or inappropriate use of prescription or over-the-counter drugs.

PROCEDURES FOR POLICY IMPLEMENTATION

DISCIPLINARY ACTION FOR VIOLATION OF ALCOHOL AND DRUG POLICY: USE OR POSSESSION

Disciplinary action, independent of any court action, will be taken by the School District in cases involving the illegal use or possession of alcohol, controlled substances, imitation controlled substances, and/or other similarly harmful substances, or possession of drug paraphernalia. Students will be subject to immediate suspension or possible expulsion for violation of the policy.

Any disciplinary action will follow the District's due process procedures for students.

FIRST VIOLATION of ALCOHOL AND DRUG POLICY: USE OR POSSESSION

Procedures:

A student shall be suspended from school for up to ten days.

The principal or designee, during the suspension period, shall:

- a. notify the parents;
- b. shall notify the appropriate law enforcement agency and provide the agency with all confiscated evidence and information;
- c. schedule a parent conference during the suspension period;
- d. refer the student and parent to the Risk Alternative Program.

The student:

- a. shall sign a non-use contract with the parent and principal designee;
- b. shall reveal source of material associated with this violation;
- c. complete the district Risk Alternative Program; and
- d. shall not participate in school-sponsored activities until any suspension has been removed.

Failure of the student to comply with any of the above will result in referral to the Board for expulsion as outlined under procedures for those involved in a second violation.

SECOND VIOLATION OF ALCOHOL AND DRUG POLICY: USE OR POSSESSION

Procedures:

A student will be suspended from school and referred to the Board for expulsion for 90 school days.

The principal or designee:

- a. shall notify the parents;
- b. shall notify the appropriate law enforcement agency and provide the agency with all confiscated evidence and information; and
- c. follow the District suspension guidelines and refer the student and parent to a second Risk Alternative Program.

The student:

- a. shall meet with the school counselor and explore educational options available during the expulsion period; and
- b. shall not participate in school sponsored activities until he/she has been reinstated by the Board; or
- c. shall complete, along with the parent, the Risk Alternative Program a second time.

Reinstatement:

If the student desires to return to school before the 90 day suspension is completed, the only option is to complete the

Risk Alternative Program a second time in a satisfactory manner.

If a student desires to return to school after 90 days, he/she must petition the Board and show evidence that he/she has done the following:

- a. the student shall participate in a formal alcohol and/or drug assessment **with the cost of the assessment assumed by the parent.** (For no-cost options, check with the school counselor);
- b. the student will show evidence of having completed a treatment program with a licensed individual or agency **with the cost of the alternative treatment program assumed by the parent.** (For no-cost options, check with the school counselor); and
- c. the student shall show evidence that he/she has revealed source of material associated with the violation.

THIRD VIOLATION OF ALCOHOL AND DRUG POLICY: USE OR POSSESSION

Procedure:

The student shall be referred to the Board for permanent expulsion from school.

The principal or designee:

- a. shall notify the parents; and
- b. shall notify the appropriate law enforcement agency and provide the agency with all confiscated evidence and information.

FIRST VIOLATION OF ALCOHOL AND DRUG POLICY: SALE OR DISTRIBUTION

Procedures:

A student will be suspended from school and referred to the Board for expulsion for 90 school days.

The principal or designee:

- a. shall notify the parents; and
- b. shall notify the appropriate law enforcement agency and provide the agency with all confiscated evidence and information.

The student:

- a. shall meet with the school counselor and explore educational options available during the expulsion period; and
- b. shall not participate in school sponsored activities until he/she has been reinstated by the Board.

Reinstatement:

If a student desires to return to school after 90 school days, he/she must petition the Board and show evidence that he/she has done the following:

- a. the student shall participate in a formal alcohol and/or drug assessment **with the cost of the assessment assumed by the parent.** (For no-cost options, check with the school counselor);

b. the student shall show evidence of having completed a treatment program with a licensed individual or agency **with the cost of the alternative treatment program assumed by the parent.** (For no-cost options, check with the school counselor); and

c. the student shall show evidence that he/she has revealed the source of materials associated with the violation.

SECOND VIOLATION OF ALCOHOL AND DRUG POLICY: SALE OR DISTRIBUTION

Procedure:

The student shall be referred to the Board for permanent expulsion from school.

The principal or designee:

a. shall notify the parents; and

b. shall notify the appropriate law enforcement agency and provide the agency with all confiscated evidence and information.

RECORDS OF VIOLATIONS

Policy violations are cumulative grades K-12. The records of clearly substantiated violations of this policy noting date, type of violation, and disciplinary action taken will be kept at the local school in the student's record. Previous record of violations concerning tobacco, alcohol and/or drug policies from previous schools will be taken into account before transferring student is officially enrolled in Nebo School District.

STATEMENT OF TOBACCO POLICY

Nebo School District prohibits any unauthorized student use, possession, sale or distribution of tobacco/tobacco products. These actions are prohibited in any school building, or on any other property owned or operated by the District, or at any school sponsored activity, or in any vehicle dispatched by the District to transport students to or from an activity. These prohibitions apply whether or not the actions occur during regular school hours.

Definitions

The word "tobacco" shall include cigarettes, cigars, pipes, smokeless, or other tobacco products in any form. The word "parents" means natural parents, foster parents or legal guardians

PROCEDURES FOR POLICY IMPLEMENTATION

DISCIPLINARY ACTION FOR VIOLATION OF TOBACCO POLICY:

Disciplinary action, **independent** of any court action, will be taken by the School District in cases involving the use, possession, sale or distribution of tobacco/tobacco products. Students will be subject to suspension, or possible expulsion for violation of this policy.

FIRST VIOLATION OF THE TOBACCO POLICY

Procedures:

The principal or designee shall:

a. notify the parents;

b. submit a court referral; and

c. schedule a parent conference

The student shall sign a non-use contract with the parent and principal or designee. Failure of the student to sign the non-use contract will result in suspension as outlined under procedures for "Second Violation of the Tobacco Policy."

SECOND VIOLATION OF THE TOBACCO POLICY

Procedures:

A student shall be suspended from school for up to ten days.

The principal or designee, during the suspension, shall:

- a. notify the parents;
- b. submit a court referral;
- c. schedule a parent conference during the suspension period; and
- d. refer the student to the Tobacco Cessation Program.

The student shall:

- a. sign a non-use contract with the parent and principal or designee; and
- b. not participate in school sponsored activities until the suspension has been removed;
- c. successfully complete the Tobacco Cessation Program.

Failure of the student to comply with any of the above will result in referral to the Board for expulsion as outlined under procedures for those involved in a third violation.

THIRD VIOLATION OF THE TOBACCO POLICY

Procedure:

A student shall be suspended from school and referred to the Board for expulsion for 90 school days.

The principal or designee shall:

- a. notify the parents;
- b. submit a court referral; and
- c. refer student to the Tobacco Cessation Program a second time; Parent involvement mandatory.

The student shall:

- a. meet with the school counselor and explore educational options available during the expulsion period; and
- b. not participate in school sponsored activities until he/she has been reinstated by the Board;
- c. successfully complete the Tobacco Cessation Program a second time.

Reinstatement:

If the student desires to return to school before the 90 day suspension is completed, the only option is to complete the Tobacco Cessation Program a second time in a satisfactory manner.

If a student desires to return to school after 90 school days, he/she must petition the Board and show evidence of having completed a tobacco cessation program **with the cost of the program assumed by the parent.** (For no-cost options, see addendum.)

FOURTH VIOLATION OF TOBACCO POLICY**Procedure:**

The student shall be referred to the Board for permanent expulsion from school.

The principal or designee shall:

- a. notify the parents; and
- b. submit a court referral.

RECORDS OF VIOLATIONS

Policy violations are cumulative grades K-12. The records of clearly substantiated violations of this policy noting date, type of violation, and disciplinary action taken will be kept at the local school in the student's record. Previous record of violations concerning tobacco, alcohol and/or drug policies from previous schools will be taken into account before transferring student is officially enrolled in Nebo School District.

STUDENT SELF-REFERRAL

If a student is self-referred concerning a tobacco, alcohol or drug problem, the District will provide a conference with the school Designated Educator and/or the school intervention team staff to discuss possible resources for assistance.

Approved 6-16-94

ADDENDUM

Nebo School District

**POLIDIES AND PROCEDURES ON STUDENT USE OF
TOBACCO, ALCOHOL AND OTHER DRUGS**

For chemical dependent assessment evaluations, outpatient counseling, inpatient/residential treatment and other therapeutic services, please talk to the counselor at the school. The counselor will have a complete list of places where services are offered along with the cost for those services.

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