

NORTHERN TIER CAREER CENTER

SECTION: PUPILS

TITLE: CONTROLLED SUBSTANCES/
PARAPHERNALIA

ADOPTED: June 28, 2012

REVISED:

<p>1. Purpose</p> <p>2. Definitions 35 P.S. Sec. 780-102 21 U.S.C. Sec. 812</p> <p>Pol. 210</p>	<p style="text-align: center;">227. CONTROLLED SUBSTANCES/PARAPHERNALIA</p> <p>The Joint Operating Committee recognizes that the abuse of controlled substances is a serious problem with legal, physical and social implications for the whole school community. As an educational institution, the center shall strive to prevent abuse of controlled substances.</p> <p>For purposes of this policy, controlled substances shall mean all:</p> <ol style="list-style-type: none"> 1. Controlled substances prohibited by federal and state law. 2. Look-alike drugs. 3. Alcoholic beverages. 4. Anabolic steroids. 5. Drug paraphernalia. 6. Any volatile solvents or inhalants, such as but not limited to glue and aerosol products. 7. Substances that when ingested cause a physiological effect that is similar to the effect of a controlled substance as defined by state or federal law. 8. Prescription or nonprescription (over-the-counter) medications, except those for which permission for use in school has been granted pursuant to Joint Operating Committee policy. <p>For purposes of this policy, under the influence shall include any consumption or ingestion of controlled substances by a student.</p>
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<p>3. Authority SC 1850.1 Title 22 Sec. 12.3</p>	<p>For purposes of this policy, look-alike drugs 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> <p>The Joint Operating Committee prohibits students from using, possessing, distributing, and being under the influence of any controlled substances during center hours, at any time while on center property, at any center-sponsored activity, and during the time spent traveling to and from the center and center-sponsored activities.</p> <p>The Joint Operating Committee may require participation in drug counseling, rehabilitation, testing or other programs as a condition of reinstatement into the center's educational or extracurricular programs resulting from violations of this policy.</p> <p><u>Off-Campus Activities</u></p> <p>Pol. 218 This policy shall also apply to student conduct that occurs off center property and would otherwise violate the Code of Student Conduct if any of the following circumstances exist:</p> <p>Pol. 122</p> <ol style="list-style-type: none"> 1. The conduct occurs during the time the student is traveling to and from the center or a center-sponsored activity, whether or not via center furnished transportation. 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. 3. Student expression or conduct materially and substantially disrupts the operations of the center, or the administration reasonably anticipates that the expression or conduct is likely to materially and substantially disrupt the operations of the center. 4. The conduct has a direct nexus to attendance at the center or a center-sponsored activity, for example, a transaction conducted outside of the center pursuant to an agreement made in the center, that would violate the Code of Student Conduct if conducted in the center. 5. The conduct involves the theft or vandalism of school property.
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<p>4. Delegation of Responsibility</p> <p>SC 1302.1-A, 1303-A 42 Pa. C.S.A. Sec. 8337 Pol. 218, 233</p> <p>SC 1302.1-A Pol. 805</p> <p>SC 1303-A</p>	<p>6. There is otherwise a nexus between the proximity or timing of the conduct in relation to the student's attendance at the center or center-sponsored activities.</p> <p>The Administrative Director or designee shall develop administrative regulations to identify and control substance abuse in the center which:</p> <ol style="list-style-type: none"> 1. Establish procedures to deal with students suspected of using, possessing, being under the influence, or distributing controlled substances in the center, up to and including expulsion and referral for prosecution. 2. Disseminate to students, parents/guardians and staff the Joint Operating Committee policy and administrative regulations governing student abuse of controlled substances. <p>The Administrative Director shall react promptly to information and knowledge concerning possible or actual incidents of possession, use or sale of controlled substances. Such action shall be in compliance with state law and regulation and with the procedures set forth in the memorandum of understanding with local law enforcement officials.</p> <p>The Administrative Director shall annually, by July 31, report all incidents of possession, use and sale of controlled substances by any person on center property to the Office of Safe Schools on the required form in accordance with state law and regulation.</p>
<p>5. Guidelines</p>	<p>In all cases involving students and controlled substances, the need to protect the educational community from undue harm and exposure to drugs shall be recognized.</p> <p>No student may be admitted to a program that seeks to identify and rehabilitate the potential abuser without the intelligent, voluntary and aware consent of the student and his/her parent/guardian.</p> <p><u>Reasonable Suspicion/Testing</u></p> <p>If based on the student's behavior, medical symptoms, vital signs or other observable factors, the building administrator 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. The testing may include but is not limited to the analysis of blood, urine, saliva, or the administration of a Breathalyzer test.</p>

References:

School Code – 24 P.S. Sec. 1302.1-A, 1303-A, 1850.1

State Board of Education Regulations – 22 PA Code Sec. 12.3, 403.1

PA Controlled Substance, Drug, Device and Cosmetic Act – 35 P.S. Sec. 780-101 et seq.

Steroids – 35 P.S. Sec. 807.1 et seq.

PA Civil Immunity of School Officers/Employees Relating to Drug or Alcohol Abuse – 42 Pa. C.S.A. Sec. 8337

Controlled Substances Act – 21 U.S.C. Sec. 801 et seq.

Joint Operating Committee Policy – 000, 122, 210, 218, 233