

**McMullen County I.S.D.  
Drug Testing Program**

# McMullen County Independent School District Drug-Testing Program

## I. STATEMENT OF NEED AND PURPOSE

McMullen County I.S.D. has a vital interest in maintaining a safe and healthy environment for all of its students. Being under the influence of drugs and alcohol poses a serious health and safety risk to both the user and all those associated with the user. Likewise, maintaining a drug free school is crucial to preserving a positive learning environment. To fulfill this purpose, the District has implemented a random drug testing policy.

## II. OBJECTIVES

- A. To provide a deterrent to drug use for grades 6-12 students
- B. To provide a drug education for those students who test positive for drug use and those students who are at risk for drug use
- C. To provide for the health and safety of all students in extra-curricular activities
- D. To undermine the effects of peer pressure by providing a legitimate reason for students to refuse to use illegal drugs

## III. PLAN

- A. All students in grades 9-12 participating in extra-curricular activities; to include athletics, cheerleading, UIL academics and FFA leadership competitions and/or parking a vehicle on campus will be tested at least once yearly upon entering into the extra-curricular program. Also, five times each year, six students in grades 9-12 will be selected to be tested at random from a computer generated pool, including those participating in extra-curricular activities.
- B. Five times each year, two students in grades 6-8 will be subject to random testing from a computer generated pool of 6-8 grade students participating in extra-curricular activities; to include athletics, cheerleading and UIL academic competitions.
- C. With parental consent, all students in grades 6-12 not meeting the above criteria will be tested the same as students in their respected grade level and will be added to the random pool.

- D. Testing will be conducted through accepted scientific means using approved practices and procedures established by the testing laboratory selected by the District. The testing parameters shall be set at industry standards as defined by the National Institute for Drug Abuse.
- E. The testing will be administered as follows:
- a. **ALL EXTRA-CURRICULAR ACTIVITY STUDENTS**-All students in extra-curricular activities at McMullen County I.S.D. in grades 6-12 and/or students parking a vehicle on campus, and their parents or guardian, will be asked to sign a drug testing consent form as a condition to participate in extra-curricular activities and/or park a vehicle on campus. No student may participate in practice or competition until the consent form is properly executed and on file with the campus principal. **PARENTAL REQUEST**-All students whose parents request that they be tested and their parent, or guardian, must sign a drug testing consent form. Each consenting student will be issued an identification number. The campus principal will maintain the names of the students with their corresponding identification number. A representative from the testing laboratory will take samples to the testing laboratory and retrieve results. All specimens will be identified by the student's identification number. Every effort will be made to maintain the integrity of the testing specimen. To ensure security, only one student will test at a time. All specimens will be identified by the student's identification number. The specimen will be sealed and witnessed by the student. A representative from the testing laboratory will take all specimens to the testing laboratory and obtain results.
  - b. The designated testing location will be the nurse's office. Students selected at random will provide a urine sample in the nurse's office restroom with the door closed. The urine sample will be collected in a sealed split specimen collection container provided by the testing laboratory. The container will have the student's identification number written on a chain of custody and control form. The school nurse will be present when the sample is collected but will not directly observe the students collect their sample. Immediately upon collecting the samples, the selected students will give the collected samples to the testing laboratory representative, and the school nurse will insure that each student's identification number is on the chain of custody and control form. The split specimen sample bottle "A" & "B" will be sealed and witnessed by the student. A representative from the testing laboratory will then deliver the collected samples to the laboratory for analysis.

- F. Refusal to provide a sample or noncompliance with the testing procedures by any student engaged in extra-curricular activities will be considered a positive result and will be reported to the appropriate campus administrator.

All drug test results are considered confidential information and will be handled accordingly. Test results will be disclosed only to the student, the student's parents, the superintendent, the principal, the head coach or sponsor of the extra-curricular activity in which the student participates, and any other person required by law to receive a copy of the results. All test results will be destroyed when the student leaves the school district in accordance with the District's document retention policy.

- G. The testing laboratory may not release any statistics on the rate of positive drug tests to any person, organization, news publication or media without expressed written consent of the superintendent and the McMullen County I.S.D. Board of Education. However, the testing laboratory may provide the superintendent or the McMullen County I.S.D. Board of Education with a quarterly report showing the number of tests performed, rate of positive and negative tests, and substances found in the positive urine specimens.
- H. Whenever a student's test result indicates the presence of illegal drugs or banned substances, the parent will be contacted by a Medical Review Officer (MRO). The testing entity will provide an MRO to interpret and verify results. The MRO will determine if there is a medical explanation for the student drug report. If the parent can provide a medical excuse with documentation, the MRO will report the test result as negative. However, without medical information, the MRO will report to the school-designated representative a positive drug screen.
- I. Students that test positive for drug usage may request a second test, using bottle "B" of the split specimen and from a laboratory from a list of nationally certified independent laboratories to be provided by the District. Such request must be made to the building principal in writing within forty-eight (48) hours from the first notification of positive test results.
- J. The testing laboratory may use quantitative results to determine if positive results on repeat testing indicate recent use of illicit or banned substances or the natural decline of levels of the illicit or banned substance from the body. If the testing laboratory feels the quantitative levels determined to be above established cutoffs do not reflect current use by natural decay, then a negative result may be reported.

IV. DRUGS TESTED FOR:

Barbiturates  
Amphetamines  
Benzo-Diazepines  
Cocaine  
Methoqualone (Methadone)  
Opiates (codeine, heroin, morphine, papaverine)  
Tetrahydrocannabinoids (THC) (Marijuana)  
Propoxyphene

All substances listed on the Schedules of Controlled Substances pursuant to the Texas Controlled Substances Act established by Chapter 481 of the Texas Health and Safety Code.

V. POSITIVE RESULTS

A. First Offense

Upon the first confirmed positive test result, the parent/guardian and the student will meet the principal, athletic director and/or sponsor, and counselor to discuss the test results and the consequences. The student will be required to attend and successfully complete a drug education program approved by the District. The student and parent/guardian will be responsible for the cost of the drug education program. The student will be required to be tested at the next testing date.

B. Second Offense

Upon the second confirmed positive test result, the parent/guardian and the student will meet with the superintendent, principal, athletic director and/or sponsor, and counselor to discuss the test results and the consequences. The student will be required to attend and successfully complete a drug education program approved by the District. The student and the parent/guardian will be responsible for the cost of the drug education program. The student will be suspended from participation in all extra-curricular and school sponsored activities for 30 calendar days. At the end of the suspension, the student must submit to a drug test by a nationally certified drug-testing laboratory. The student will be subjected to testing on each district test date, within the school calendar year, and on each District test date for the remainder of the student's participation in athletics, cheerleading, UIL academics and FFA leadership competitions and/or parking a vehicle on campus while enrolled in the District.

C. Third Offense

Upon the third confirmed positive test result, the student will be suspended from participation in athletics, cheerleading, UIL academics and FFA leadership competitions and/or parking a vehicle on campus and may not attend field trips, class trips, proms, the senior trip or any other school sponsored activity for the remainder of the student's enrollment in the District.

D. Refusal

If a student refuses any test as required or authorized by this policy, the student will receive the same consequences as set out for a positive result for each refusal.

VI. NON-PUNITIVE NATURE OR POLICY

No student in extra-curricular activities will be penalized academically for testing positive for illegal drugs or banned substances. The result of drug test pursuant to this policy will not be documented in any student's academic records. Information regarding the results of drug tests will not be disclosed to criminal or juvenile authorities absent legal compulsion by valid and binding subpoena or other legal process, which the McMullen County I.S.D. Board of Education will not solicit. In the event of service of any such subpoena or legal process, the student and the student's custodial parent or legal guardian will be notified at least seventy-two (72) hours before response is made by McMullen County I.S.D. Board of Education, to the extent permitted by such subpoena or legal process.

**McMullen County Independent School District  
P.O. Box 359  
Tilden, TX 78072  
361-274-3315**

Please complete the following information:

This is to certify that \_\_\_\_\_ has completed a minimum of six (6) clock hours in one of the following settings:

A series of individual counseling sessions concerning drug-use and abuse

A group-counseling program providing intervention for drug use

A curriculum-based instructional program on drug-use prevention

Date completed: \_\_\_\_\_

Signature of Counselor/Therapist: \_\_\_\_\_

Counseling Agency or Private Practitioner Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_

# McMullen County Independent School District Extra-Curricular Activities Drug Testing Authorization

I, \_\_\_\_\_, as parent or guardian of \_\_\_\_\_, a student enrolled in McMullen County I.S.D. and participating in extra-curricular activities defined as athletics, cheerleading, UIL academics and FFA leadership competitions and/or parking a vehicle on campus, understand McMullen County I.S.D.'s policy regarding random student drug testing.

I understand that my child will be asked to provide a urine sample for drug analysis, and I consent to such testing conducted as part of the District's drug testing policy.

I also understand that while my child cannot be compelled to produce a specimen, the giving of a specimen when requested by the District is a condition of my child's continued participation in extra-curricular activities and/or parking a vehicle on campus. I understand that if a test of my child's specimen reveals an unexplained presence of a drug, the District may take action against my child up to and including termination of participation in extra-curricular activities and school sponsored activities.

Student's Signature: \_\_\_\_\_

Parent/Guardian's Signature: \_\_\_\_\_

Date: \_\_\_\_\_

NOTE: THIS DOCUMENT IS VALID FOR THE ENTIRE TIME THE STUDENT IS ENROLLED IN MCMULLEN COUNTY INDEPENDENT SCHOOL DISTRICT BEGINNING WITH THE SCHOOL YEAR 2008/2009.

**McMullen County Independent School District  
Voluntary Parental Request Drug Testing  
Authorization**

I, \_\_\_\_\_, as parent or guardian of \_\_\_\_\_, a student enrolled in McMullen County I.S.D. understand McMullen County I.S.D.'s policy regarding random student drug testing.

I understand that my child will be asked to provide a urine sample for drug analysis, and I consent to such testing conducted as part of the District's drug testing policy.

I also understand that while my child cannot be compelled to produce a specimen, the giving of a specimen when requested by the District is a condition of my child's continued participation in school sponsored activities. I understand that if a test of my child's specimen reveals an unexplained presence of a drug, the District may take action against my child up to and including termination of participation in school sponsored activities.

Student's Signature: \_\_\_\_\_

Parent/Guardian's Signature: \_\_\_\_\_

Date: \_\_\_\_\_

**NOTE: THIS DOCUMENT IS VALID FOR THE ENTIRE TIME THE STUDENT IS ENROLLED IN MCMULLEN COUNTY INDEPENDENT SCHOOL DISTRICT BEGINNING WITH THE SCHOOL YEAR 2008/2009.**