

Student Drug, Alcohol and Controlled Substance Offenses

Pueblo School District No. 60 shall promote a healthy environment for students by providing education, support and decisionmaking skills in regard to alcohol, drugs and other controlled substances and their abuse. In order to accomplish this goal, a cooperative effort must be made among the schools, parents/guardians, community and its agencies.

It shall be a violation of Board policy and considered to be behavior which is detrimental to the welfare or safety of other students or school personnel for any student to possess drug paraphernalia and to possess, use, sell, distribute or procure or to be under the influence of alcohol, drugs or other controlled substances. The unlawful possession or use of alcohol or controlled substances is wrong and harmful to students.

This policy shall apply to any student on district property, being transported in vehicles dispatched by the district or one of its schools, during a school-sponsored or district-sponsored activity or event, off school property when the conduct has a reasonable connection to school or any district curricular or non-curricular event, or whose conduct at any time or place interferes with the operations of the district or the safety or welfare of students or employees.

Students violating this policy shall be subject to disciplinary sanctions and interventions in accordance with Board policy, including suspension and/or expulsion from school and referral for prosecution.

Definitions

For purposes of this policy and accompanying regulation, the following definitions shall apply.

Controlled substances. Controlled substances include but are not limited to narcotic drugs, hallucinogenic or mind-altering drugs or substances, amphetamines, barbiturates, stimulants, depressants, marijuana, anabolic steroids, any other controlled substances as defined in law, or any prescription or nonprescription drug, medicine, vitamin or other chemical substances not taken in accordance with the Board's policy and regulations on administering medications to students or the Board's policy on administration of medical marijuana to qualified students. Controlled substances also include alcohol and substances that are represented by or to the student to be a controlled substance or what the student believes to be any such substance, including but not limited to vitamins, supplements or over-the-counter medications.

Possession. Bringing, possessing or having in one's control a controlled substance or drug paraphernalia.

Sale. Exchanging money or any other item of value in a transaction where a controlled substance is exchanged.

Distribution. Providing a controlled substance to another regardless of the exchange of money or item of value.

Solicitation. Communicating about the sale, purchase, transfer or distribution of a controlled substance.

Drug paraphernalia. Any equipment, product or material which is used, or intended to be used or designed for use in introducing a controlled substance into the body.

Under the influence. When a student has ingested, inhaled, or applied a controlled substance or when a student's behavior, condition, speech, appearance, odor, well being or the well being of others is affected by the use of a controlled substance.

Notification

Parents shall be notified following an initial investigation and determination that a student is believed to have violated this policy, after any emergency health or safety needs are first addressed.

In appropriate circumstances, school officials shall notify law enforcement regarding violations of this policy and shall cooperate with any investigation that may result.

The district shall provide all students and parents/guardians with a copy of this policy and its accompanying procedures on an annual basis.

Intervention

Situations in which a student seeks counseling or information from a professional staff member for the purpose of overcoming substance abuse shall be handled on an individual basis depending upon the nature and particulars of the case. When appropriate, parents shall be involved and effort made to direct the substance abuser to sources of help.

The Board, in recognition that drug and alcohol abuse is a community problem, shall cooperate actively with law enforcement, social services or other agencies and organizations, parents and any other recognized community resources committed to reducing the incidents of illegal use of drugs and alcohol by school-aged youths.

Whenever possible in dealing with student problems associated with drug and alcohol abuse, school personnel shall provide parents/guardians and students with information concerning available education and rehabilitation programs.

Information provided to students and/or parents about community substance abuse treatment programs or other resources shall be accompanied by a disclaimer to clarify that the district assumes no financial responsibility for the expense of drug or alcohol assessment or treatment provided by other agencies or groups unless otherwise required.

Review

The district shall conduct a periodic review of its drug prevention program to determine its effectiveness and to implement any necessary changes.

Adopted: March 12, 1985

Revised: July 16, 1996

Revised: June 25, 2013

Revised: August 23, 2016

LEGAL REFS.: 20 U.S.C. §7101 *et seq.* (*Safe & Drug-Free Schools and Communities Act of 1994*)
C.R.S. 18-18-102 (3), (5) (*definition of "anabolic steroid" and "controlled substance"*)

C.R.S. 18-18-407 (2) *(crime to sell, distribute or possess controlled substance on or near school grounds or school vehicles)*
C.R.S. 22-1-110 *(instruction related to alcohol and drugs)*
C.R.S. 22-1-119.3 (3)(c), (d) *(no student possession or self-administration of medical marijuana, but school districts must permit the student's primary caregiver to administer medical marijuana to the student on school grounds, on a school bus or at a school-sponsored event)*
C.R.S. 22-32-109.1 (2)(a)(I)(G) *(policy required as part of safe schools plan)*
C.R.S. 22-33-106 (1)(d) *(suspension or expulsion discretionary for the sale of a drug or controlled substance)*
C.R.S. 25-1.5-106 (12)(b) *(possession or use of medical marijuana in or on school grounds or in a school bus is prohibited)*

CROSS REFS.: IHAMA, Teaching about Drugs, Alcohol and Tobacco
JIH, Student Interrogations, Searches and Arrests
JK*-2, Discipline of Students with Disabilities
JKD/JKE, Suspension/Expulsion of Students
JLCD, Administering Medications to Students
JLCDB, Administration of Medical Marijuana to Qualified Students

Pueblo School District No. 60, Pueblo, Colorado

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