

Tyler ISD Athletics Drug Testing Program

The District requires drug testing of any student in grades 7–12 who chooses to participate in a school-sponsored UIL athletic program. A student participating in an athletic program shall be randomly tested throughout the school year.

1. The purposes of the drug-testing program are to:
 - a) Prevent injury, illness, and harm resulting from the use of illegal and performance-enhancing drugs or alcohol;
 - b) Help enforce a drug-free educational environment;
 - c) Deter student use of illegal and performance-enhancing drugs or alcohol; and
 - d) Educate students regarding the harm caused by the use of illegal and performance-enhancing drugs or alcohol.
 - e) Offer student-athletes a credible means to resist peer pressure as it relates to the use of legal and illegal drugs, alcohol, and performance enhancing substances.
2. The results of any drug test shall be used only to determine eligibility for participation in extracurricular secondary school-sponsored athletics programs. The District shall take no action against a student except as provided in the FNF Local policy, and no academic penalty shall be incurred by a student as a result of participation in this program.
3. The Board shall contract with a certified drug-testing laboratory to conduct testing of students' urine samples. Testing laboratories shall not release statistics regarding the rate of positive drug tests to any person or organization without consent of the District.

SUBSTANCES FOR WHICH TESTS ARE CONDUCTED

Alcoholic beverages, and harmful substances, and synthetic substance including herbal incense/K2/Spice for the purpose of intoxication, narcotic drug, or other controlled substance of any form, except as prescribed by a licensed physician for legitimate medical purposes for the students medical condition or disease. Drugs to be tested but not limited to: cocaine, opiates, cannabinoids, phencyclidine, menzodiazepines, amphetamine, methamphetamine, ecstasy, barbiturates, methadone, alcohol/ethylglucuronide, synthetic stimulants and or depressants, anabolic and androgenic Steroids, and inhalants

4. Drug test results shall be confidential and shall be disclosed only to the student, the student's parents, and designated District officials who need the information in order to administer the drug-testing program. Drug test results shall not be maintained with a student's academic record. Results shall not be otherwise disclosed except as required by law.
5. Personnel from the drug testing laboratory shall collect urine samples under conditions that are no more intrusive than the conditions experience in a public restroom setting. When selected for testing, the selected student shall be escorted to the school's testing sight by a District employee and shall remain under District employee supervision until the student provides a suitable sample for testing. A certified professional collector from the drug testing laboratory of the same gender as the student shall monitor the collection of a suitable urine specimen. The student shall have due privacy at the urinal or within the bathroom stall. The collection shall not

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be a directly observed collection if the specimen produced is a suitable specimen within temperature range established by SAMHSA Urine

6. Any attempt to substitute or adulterate the specimen by the selected student shall result in a positive test result and be considered refusing to test.
7. Random tests shall be conducted each six weeks throughout the school year. No less than ten percent of the students participating in athletics shall be randomly selected for each random test date. The drug testing laboratory shall use a random selection method to identify students chosen for random testing. Students shall not receive prior notice of the testing date or time.
8. A student who refuses to be tested when selected shall be given two hours to change his or her mind without leaving the testing area. If the student still refuses, he or she shall be deemed to have a positive test result and shall be subject to the appropriate consequences depending on previous positive test results, if any. If the student has had a positive test previously, he or she shall receive consequences for a second offense, as noted below.
If a student is absent on the day of the random test, a sample shall be collected on the next random testing date.
9. Tampering with or assisting others in tampering with any sample shall be subject to the consequences associated with a positive test result.
10. An initial positive test shall be confirmed by a second test of the same specimen before being reported as positive.
11. Upon receiving results of a positive drug test, the District shall schedule a meeting with the student and the student's parents/guardian to review the test results and discuss consequences.
12. Prior to testing, the student or parent/guardian shall provide any information and documentation that may reveal a possible reason for a positive test result. The student or parent/guardian shall have ten school days following the meeting to provide a medical explanation for a positive result.
13. If a student tests positive for a trace amount of a drug for which tests are conducted, the following shall occur:
For a **first** offense,
 - a. the student shall be called into a conference with the athletic trainer, coach/sponsor, and the campus coordinator overseeing that sport.
 - b. A verbal and written warning shall be given. The student shall be given until the following day to inform his or her parents or guardian.
 - c. The athletic trainer shall contact the student's parents or guardian by telephone to inform them of the test and to discuss the District's drug screening policies and

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- procedures. A copy of the signed written warning shall then be sent to the parents or guardian via the U.S. mail.
- d. The student's name shall be placed on the mandatory drug screening list for one calendar year from the date of the test.
 - e. There shall be no suspension or other punitive actions taken.

For a **second** offense,

- a) test shall be considered positive, and the student shall be subject to the provisions at CONSEQUENCES POSITIVE TEST, below.

Consequences of Positive Testing

Consequences of positive test results shall be cumulative through the student's enrollment in the District.

Consequences of a **first** confirmed positive test result shall be as follows:

1. The District shall hold a required conference with the student/athlete and the student's parent/guardian. The purpose of this meeting shall be to answer any questions regarding the drug-screening policies and procedures as well as to help identify and correct any at-risk behaviors.
2. The student shall be suspended from ten percent of all athletic contests and competitions. The suspension will start with the next regular/post-season competition from the time of the parent/guardian conference. During the suspension, the student-athlete may participate in practice, attend team meetings, but may not travel or dress for any contest.
3. The District shall refer the student-athlete to a District approved counseling program for an assessment which will determine the length of counseling needed for the student. The student must fulfill the recommendation of the counseling program, and provide documentation confirming completion of the program.
4. The student shall be required to produce a negative urine sample prior to being allowed to return to participation in any extracurricular activity.
5. The student's name shall be placed on the mandatory drug screening list for one calendar year.
6. A positive test that results in a suspension in excess of the number of athletic contests remaining in the season shall continue with the start of the next athletic season. If a student is a multiple sport athlete, the suspension shall carry over to the next sport.

Consequences of a **second** confirmed positive test result shall be as follows:

1. The District shall hold a required conference with the student/athlete and the student's parent/guardian. The purpose of this meeting shall be to answer any questions regarding the drug-screening policies and procedures as well as to help identify and correct any at-risk behaviors.
2. The student shall be suspended from thirty percent of all athletic contests and competitions. The suspension will start with the next regular/post-season competition from the time of the parent/guardian conference. During the suspension, the student-athlete may participate in practice, attend team meetings, but may not travel or dress for any contest.

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3. The District shall refer the student-athlete to a District approved counseling program for an assessment which will determine the length of counseling needed for the student. The student must fulfill the recommendation of the counseling program, and provide documentation confirming completion of the program.
4. The student shall be required to produce a negative urine sample prior to being allowed to return to participation in any extracurricular activity.
5. The student's name shall be placed on the mandatory drug screening list for one calendar year.
6. A positive test that results in a suspension in excess of the number of athletic contests remaining in the season shall continue with the start of the next athletic season. If a student is a multiple sport athlete, the suspension shall carry over to the next sport.

Consequences of a **third** confirmed positive test result shall be as follows:

1. The District shall hold a required conference with the student/athlete and the student's parent/guardian. The purpose of this meeting shall be to answer any questions regarding the drug-screening policies and procedures as well as to help identify and correct any at-risk behaviors.
2. A minimum of one full calendar year suspension from all athletic contests from the time of the parent/guardian conference. During the suspension the coach may allow the student athlete to participate in practices, attend team meetings, but may not travel or dress for any contest.
3. The District shall refer the student-athlete to a District approved counseling program for an assessment which will determine the length of counseling needed for the student. The student must fulfill the recommendation of the counseling program, and provide documentation confirming completion of the program.
4. The student's name shall be placed on the mandatory drug screening list for one calendar year.
5. Community service: A student testing positive for the third time or subsequent time shall be required to perform 20 hours of community service as approved by the campus administration.

Any offense beyond a third offense shall be treated as a third offense for the purposes of assigning consequences under this policy before a student regains eligibility to participate in athletics.

14. A student or parent may appeal a decision made under this policy in accordance with FNG(LOCAL). The student shall be ineligible for participation in extracurricular activities while the appeal is pending.

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15. Parent/Guardian/Student Consent Form

I, _____ (printed name of student) and _____ (printed name of parent/guardian) am the parent/guardian of _____ (print name of student) a student enrolled in the Tyler Independent School District.

I understand that participation in a school-sponsored UIL athletic program is a privilege that may be withdrawn for violations of Tyler ISD Board Policies.

I acknowledge that I have received a copy of the Random Drug/Alcohol Testing Program for Tyler ISD. I have read the District's Policy and understand the provisions of the random drug/alcohol testing program. I hereby consent to the testing provided by the program. I understand that Participation in UIL athletic programs at Tyler ISD, as defined under the Policy, is conditioned upon my consent and participation in the random drug/alcohol testing program. In consideration of the benefits arising to me/my child from this activity, I hereby grant permission for me/my child to participate in the program. I further agree to and shall indemnify and hold harmless the District, its officers, agents and employees, from suits and liability of every kind, including expenses of litigation, court costs, and attorneys' fees for injury or damage which I or my child, or any other person might sustain as a result of my child's participation in the random drug/alcohol testing program.

I acknowledge that I have read and understand this consent and release. I represent that I am the student/parent or guardian of the student named above, and I hereby agree that we shall both be bound by the terms of the consent and release provisions set forth in the random drug/alcohol testing policy.

(Parent/Guardian Signature)

(Date)

I, the student noted above, acknowledge that I have read the foregoing consent and release and that I understand it and agree to be bound by its terms and the terms of the random drug/alcohol testing program.

(Student Signature)

(Date)