SUBSTANCE ABUSE PREVENTION

AND STUDENT CODE OF CONDUCT

Illegal Substance-Related Behaviors Narcotic and Nonnarcotic



SUBSTANCE ABUSE

The use of illicit drugs and alcohol by students is harmful and unlawful. The effects of their use on an individual and the cost to the family and society are well known. Therefore, the Jackson County Board of Education is providing the following informational guidance on WVBE Policy 4373 and Board Policy 5500 with regard to Substance Abuse.

DEFINITIONS:

Alcoholic Beverage - Any beverage defined in West Virginia Code 60-1-5 and controlled by the WV alcoholic Beverage Control Commission - including alcohol, beer, wine, and spirits.

Controlled Substance - A federally regulated substance listed in Exhibit A and/or Schedules I through V Section 202 of the Controlled Substance Act (21 U.S.C.812) and West Virginia Code 60A-2-201, et seq., when taken into the body, may impair one's mental faculties and/or physical performance and any other mood altering or behavior changing substance not on schedules that has the potential for abuse.

Drug Paraphernalia - Objects usable for smoking marijuana, for smoking controlled substances defined as tetrahydrocannabinols, or for ingesting or inhaling cocaine, and includes, but is not limited to: (1) metal, wooden, acrylic, glass, stone, plastic or ceramic pipes with or without screens, permanent screens, hashish heads, or punctured metal bowls; (2) water pipes; (3) carburetion tubes and devices; (4) smoking and carburetion masks (5) roach clips; meaning objects used to hold burning material, such as a marijuana cigarette, that has become too small or too short to be held in the hand; (6) chamber pipes; (7) carburetor pipes; (8) electric pipes; (9) air driven pipes; (10) chillums; (11) bongs; (12) ice pipes or chillers; (13) Hypodermic syringes, needles, and other containers objects marketed for use, or designed of ruse in parenterally injecting controlled substances into the human body; and (14) miniature cocaine spoons, and cocaine vials.

The use, possession, selling, or distribution of alcoholic beverages, narcotic drugs, controlled substances, drug paraphernalia, or mood-altering substances is prohibited without exception at all times on school or other Board-owned property, including school buses or at school functions held on or off school property. This policy does not supersede Board policy 5330 - *Use of Medications*. Compliance with all provisions of WVBE policy 4373 and Board policy 5500 is mandatory, and any student who is found to violate either is subject to disciplinary action.

When a student is found to be in violation, suspension, and due process procedures as outlined in the School Laws of West Virginia, Section 18A-5-1a shall be followed. Board policy 5500 does not supersede any rights granted to special education students by federal or state law or WV Board of Education policy. Violations of this policy shall be cumulative at each of the three programmatic levels. Violations shall not be carried from one programmatic level to the next. Any student found to violate this policy shall be subject to the following disciplinary action per Board Policy 5500 - Student Code of Conduct and in WVBE policy 4373:

I. Possession and/or use of alcoholic beverages, narcotic drugs, controlled substances, drug paraphernalia, or mood-altering substances:

A. On the first offense, the student will be suspended for a minimum of five (5) days, and the appropriate law enforcement agencies will be notified. The student will be required to meet with the school counselor before returning to classes to discuss the incident as well as Jackson County's Substance Abuse Policy. An assessment by a substance abuse professional and completion of any recommended evaluation, treatment, rehabilitation, reentry, or drug education program within a reasonable time may be required. The school counselor will provide the parent or guardian with information and assistance in making an appointment with an approved outside agency.

B. On the second offense, the student will be suspended for a minimum of ten (10) days, and the case will be referred to the appropriate agencies, including the appropriate law enforcement agency. An assessment by a substance abuse professional and completion of any recommended evaluation, treatment, rehabilitation, or reentry program within a reasonable time will be required. The parent or guardian will be required to make an appointment with an

approved agency within the period of the suspension, or the student will not be permitted to return to school until an appointment is made. The parent must provide the school with written verification of completion of the recommended program. If the parent or guardian refuses to initiate services or the student refuses to complete a recommended program within a reasonable time, the principal may recommend expulsion from Jackson County Schools. The parent or guardian shall be responsible for the cost of assessment, evaluation, counseling, treatment, rehabilitation, reentry programs, and other services recommended by school personnel or required by this policy.

C. On the third offense, the student will be suspended, and the principal and superintendent will recommend expulsion from Jackson County Schools, and the appropriate law enforcement agencies will be notified.

II. Selling or distributing alcoholic beverages, drug paraphernalia, controlled substances other than narcotic drugs, and mood-altering substances:

When a student has sold or distributed alcoholic beverages, drug paraphernalia, controlled substances other than narcotic drugs, or mood-altering substances on school property, at a school function, or on a school bus, the student will be suspended for ten (10) days and may be recommended for expulsion from Jackson County Schools. The appropriate law enforcement agencies will be notified.

III. Selling of Narcotic Drugs:

When a student has sold a narcotic drug on school property, at a school function, or on a school bus, the student will be expelled from Jackson County Schools for twelve consecutive months. The appropriate law enforcement agencies will be notified.

Persons outside the student population found to violate any of the provisions of this policy at any time on school property or at school functions will be reported to the proper legal authority and prosecuted to the fullest extent of the law.

When a student voluntarily requests help from a member of the school staff, the staff member shall immediately notify the principal. The principal shall take prompt action to address the request, including a personal conference or referral to the school counselor, school psychologist, school nurse, or other appropriate personnel. Any information shared by a student who requests help shall be confidential unless it is apparent that the health and/or safety of the individual or the student body is in danger.

This policy summary will be distributed to all parents and students. A biennial review of the policy will be conducted by the superintendent or his/her designee.

RANDOM DRUG TESTING

The Jackson County Board of Education is committed to cooperating with parents/guardians to help students avoid illegal drug use. Random drug testing, as provided for in Jackson County Board of Education Policy 5530.01, will be continued for grades 6-12 students for the 2025-2026 academic year. Board Policy 5530.01 seeks to eliminate performance-enhancing and illegal drug use by students participating in certain interscholastic extracurricular activities, those who wish to drive and park on school property, and those whose parent/guardian elects to include the student in the random drug testing selection process.

The Jackson County Board of Education does not discriminate based on sex, race, color, religion, disability, age, or national origin in employment and in the administration of any of its educational programs and activities. Inquiries may be directed to:

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