

Policy 3513.4: Drug And Alcohol Free Schools

Status: ADOPTED

Original Adopted Date: 10/01/2017 | **Last Reviewed Date:** 10/01/2017

The Governing Board recognizes the need to keep district schools free of drugs and alcohol in order to create a safe and healthy environment conducive to learning and promote student health and well-being. The Board prohibits the possession, use, or sale of drugs and alcohol at any time in district-owned or leased buildings, on district property, and in district vehicles, unless otherwise permitted by law.

The following substances are prohibited on all district property:

1. Any substance which may not lawfully be possessed, used, or sold in California
 2. Cannabis or cannabis products (Health and Safety Code 11362.3; 21 USC 812, 844)
 3. Alcoholic beverages, unless approved by the Superintendent or designee for limited purposes specified in Business and Professions Code 25608
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Prescription medication, except for prescribed cannabis, may be administered at school in accordance with law, district policy and regulations, and written statements by the parent/guardian and the student's authorized health care provider as applicable.

Information about the district's drug- and alcohol-free schools policy and the consequences for violations shall be communicated clearly to employees, parents/guardians, students, and the community.

Enforcement/Discipline

The Superintendent or designee shall take appropriate action to eliminate the possession, use, or sale of alcohol and other drugs and related paraphernalia in district facilities, on district property, in district vehicles, or at school-sponsored activities. As appropriate, he/she may direct anyone violating this policy to leave school property and/or refer the matter to law enforcement.

Students and employees who violate the terms of this policy may be subject to discipline and/or referred to assistance programs in accordance with law and Board policy.

State	Description
Bus. Code 25608	<u>Alcohol on school property; use in connection with instruction</u>
Ed. Code 44940	<u>Compulsory leave of absence for certificated persons</u>
Ed. Code 44940.5	<u>Procedures when employees are placed on compulsory leave of absence</u>
Ed. Code 45123	<u>Employment after conviction of controlled substance offense</u>
Ed. Code 45304	<u>Compulsory leave of absence for classified persons</u>
Ed. Code 48900	<u>Grounds for suspension or expulsion</u>
Ed. Code 48900.5	<u>Suspension, limitation on imposition; exception</u>

Ed. Code 48901
Ed. Code 48901.5
Ed. Code 48902

Ed. Code 48909
Ed. Code 48915
Gov. Code 8350-8357
H&S Code 104559
H&S Code 11053-11059
H&S Code 11353.6
H&S Code 11362.1
H&S Code 11362.3
H&S Code 11362.79
Pen. Code 13860-13864
Veh. Code 13202.5

Federal

20 USC 7101-7122
21 USC 812
21 USC 844
41 USC 8101-8106

Management Resources

Court Decision

Website

Code

1250
1250
1325
1330
1330
1330.1
3513.3
3513.3
3515.2
3515.2
4020
4112.41
4112.41
4112.42
4112.42
4117.7
4118
4118
4119.21
4119.21-E(1)
4159
4212.41
4212.41
4212.42
4212.42
4218
4218
4219.21
4219.21-E(1)
4259
4312.41
4312.41
4312.42
4312.42

Smoking or use of tobacco prohibited
Prohibition of electronic signaling devices
Notification of law enforcement authorities; civil or criminal immunity
Narcotics or other hallucinogenic drugs
Required recommendation for expulsions
Drug-free workplace
Tobacco use prohibition
Controlled substances; standards and schedules
Juvenile Drug Trafficking and Schoolyard Act
Possession and use of cannabis; persons age 21 and over
Limitations on possession and use of cannabis
Limitations on medical use of cannabis
Suppression of drug abuse in schools
Drug and alcohol related offenses by person under age of 21, but aged 13 or over

Description

Student Support and Academic Enrichment Grants
Schedule of controlled substances
Penalties for possession of controlled substance
Drug-Free Workplace Act
Description
Ross v. RagingWire Telecommunications, Inc., 42 Cal. 4th 920 (2008)
CSBA District and County Office of Education Legal Services

Description

Visitors/Outsiders
Visitors/Outsiders
Advertising And Promotion
Use Of School Facilities
Use Of School Facilities
Joint Use Agreements
Tobacco-Free Schools
Tobacco-Free Schools
Disruptions
Disruptions
Drug And Alcohol-Free Workplace
Employee Drug Testing
Employee Drug Testing
Drug And Alcohol Testing For School Bus Drivers
Drug And Alcohol Testing For School Bus Drivers
Employment Status Reports
Dismissal/Suspension/Disciplinary Action
Dismissal/Suspension/Disciplinary Action
Professional Standards
Professional Standards
Employee Assistance Programs
Employee Drug Testing
Employee Drug Testing
Drug And Alcohol Testing For School Bus Drivers
Drug And Alcohol Testing For School Bus Drivers
Dismissal/Suspension/Disciplinary Action
Dismissal/Suspension/Disciplinary Action
Professional Standards
Professional Standards
Employee Assistance Programs
Employee Drug Testing
Employee Drug Testing
Drug And Alcohol Testing For School Bus Drivers
Drug And Alcohol Testing For School Bus Drivers

4317.7	<u>Employment Status Reports</u>
4319.21	<u>Professional Standards</u>
4319.21-E(1)	<u>Professional Standards</u>
4359	<u>Employee Assistance Programs</u>
5030	<u>Student Wellness</u>
5131	<u>Conduct</u>
5131.6	<u>Alcohol And Other Drugs</u>
5131.6	<u>Alcohol And Other Drugs</u>
5131.62	<u>Tobacco</u>
5131.62	<u>Tobacco</u>
5141.21	<u>Administering Medication And Monitoring Health Conditions</u>
5141.21	<u>Administering Medication And Monitoring Health Conditions</u>
5144	<u>Discipline</u>
5144	<u>Discipline</u>
5144.1	<u>Suspension And Expulsion/Due Process</u>
5144.1	<u>Suspension And Expulsion/Due Process</u>
5144.2	<u>Suspension And Expulsion/Due Process (Students With Disabilities)</u>
5145.11	<u>Questioning And Apprehension By Law Enforcement</u>
5145.12	<u>Search And Seizure</u>
5145.12	<u>Search And Seizure</u>
6142.8	<u>Comprehensive Health Education</u>
6142.8	<u>Comprehensive Health Education</u>
6145	<u>Extracurricular And Cocurricular Activities</u>
6145	<u>Extracurricular And Cocurricular Activities</u>
6145.2	<u>Athletic Competition</u>
6145.2	<u>Athletic Competition</u>