

StudentsDrug, Alcohol Abuse and Tobacco Use

The Board of Education prohibits smoking and the possession or the use of tobacco products and the use, distribution or possession of any medications, controlled drugs, inhalants, drug paraphernalia or alcohol at any time in school buildings, on school property, including vehicles on school property, on transportation provided by the Board of Education or in the course of any trips or activities sponsored or authorized by the Board of Education or under the supervision of the Board.

Alcohol, tobacco, stimulants, street drugs, including but not limited to marijuana, heroin and cocaine; anabolic steroids, hormones and analogues, diuretics and other performance enhancing substances; including supplements and Creative, are addressed by this policy and accompanying administrative regulations.

Possessing, using, or transmitting any substance which is represented to be or looks like a narcotic drug, hallucinogenic drug, amphetamine, barbiturate, marijuana, alcoholic beverage, stimulant, depressant, or intoxicant of any kind, including such substances that contain chemicals which produce the same effect of illegal substances including but not limited to Spice and K2 and bath salts are addressed by this policy.

1. *"Drugs"* are defined as any substance that is intended to be taken or administered (ingested, injected, applied, implanted, inhaled, etc.) for the purpose of altering, sustaining, or controlling the recipient's physical, mental, or emotional state. Drugs may include, but not be limited to, alcoholic beverages; controlled substances such as marijuana, hallucinogens, cocaine, barbiturates, amphetamines, narcotics; and non-authorized prescription drugs.
2. *"Controlled Drugs"* shall be defined as in CGS 21-a-240 to mean a quantity of a substance which has been designated as subject to the Federal Controlled Substance Act, or which has been designed as a depressant or stimulant, depressant, or hallucinogenic effect upon the higher functions of the central nervous system and as having a tendency to produce adverse effects or psychological or physiological dependence or both and include, but not be limited to, look alike drugs and prescription or patent drugs, except for those for which permission for use in school has been granted pursuant to Board policy.

StudentsDrug, Alcohol Abuse and Tobacco Use

3. “*Inhalant*” shall be defined as any product or substance which when inhaled causes a depressant, stimulant, or hallucinogenic effect upon the higher functions of the central nervous system and which may lead to incapacitation or death including, but not be limited to: Nitrous Oxide (laughing gas Whippets, CO2 Cartridge) Amyl Nitrate (Locker Room, Rush, Poppers, Snappers); Butyl Nitrate (Bullet, Climax); Chloro hydrocarbons (Aerosol Paint Cans, Cleaning Fluids); Hydrocarbons (Aerosol Propellants, Gasoline, Glue, Butane)
4. “*Drug Paraphernalia*” shall be defined as in CGS 21-a-240 to mean equipment or products for use in planting, propagating, cultivating, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing or concealing, or injecting, ingesting, inhaling, or otherwise introducing into the human body any controlled substance.
5. “*Alcohol/Alcoholic Beverage*” shall be defined as an intoxicating drink death including, but not be limited to such as whiskey, wine, beer, and other fermented or distilled liquor.
6. “*Tobacco Products*” shall be defined as any of the refined, consumable products of the tobacco plant, death including, but not be limited to cigarettes, pipe tobacco, cigars or snuff.

StudentsDrugs, Alcohol, TobaccoDrug, Alcohol Abuse and Tobacco Use

- 7        *“Professional Communication”* shall be defined as any communication made privately and in confidence by a student to professional employees of such student’s school in the context of the latter’s employment.
- 8        *“Contraband”* shall be defined as unlawful or forbidden items, but not be limited to controlled drugs, inhalants, drug paraphernalia or alcohol/alcoholic beverage.
- 9        *“Illicit”* shall be defined as prohibited, unauthorized or contrary to intended purpose, with the intent to produce a “high” or some other effect similar to alcohol, controlled drugs or inhalants.
- 10       *“Under the Influence”* shall be defined as any consumption or ingestion of controlled substances by a student.

Drug Free Awareness Program

The Superintendent shall assure that the school District provides a drug-free awareness program for students including the following topics:

- health and safety-related dangers of drug abuse;
- review of the Board of Education’s policy of maintaining drug-free schools;
- notification of the availability of drug counseling and rehabilitation programs; and
- official penalties for drug abuse violations in schools

It is the goal of the Brookfield Board of Education to prevent students from using drugs, inhalants, alcohol and/or tobacco products as defined above.

Privacy Rights

Personal privacy rights of students shall be protected as provided by law. School properties may be inspected by school authorities to maintain health and safety. Searches to locate drugs, narcotics, liquor, weapons, poisons, and missing properties are matters relating to health and safety and may be regarded as reasonable grounds for searches by school personnel. Privileged communication between a certified or paraprofessional employee and a student concerning drug abuse shall remain confidential except in cases where the employee is obtaining physical evidence of a controlled substance, and/or where there is an immediate threat to, or where students’ health, safety, and welfare may be jeopardized.

StudentsDrugs, Alcohol, TobaccoDrug, Alcohol Abuse and Tobacco Use

## Illegal Activities

Use, possession, sale or distribution of drugs, including prescription drugs, drug paraphernalia and/or alcoholic beverages in violation of state law or Board of Education policy is prohibited at any time on school premises or at any school-sponsored activity. If a student is under the influence of a drug or alcohol, or engaged in the illegal activity of possessing or selling drugs and/or alcohol, the police will be notified, his/her parent(s)/guardian will be contacted, he/she will be suspended from school, referred to a Student Support Team, and considered for expulsion. In cases of the illegal activity of possessing or selling drugs or alcohol, students will be referred to the appropriate law enforcement authorities. If a student is arrested and is awaiting trial for possession of, or possession of with intent to sell drugs in or on school property or at a school-sponsored event, the student will not be allowed to attend school without the permission of the Superintendent, per the guidelines set forth in Policy #5114.

## Notification of Policy

Annually, students will be notified through the student handbook, or through other means, of disciplinary sanctions for violation of this policy.

Principals shall include statements, appropriate to student maturity, in school handbooks and on District/school websites to the effect that:

1. the manufacture, distribution, sale, dispensing, possession or use of controlled substances, other illegal drugs, performance-enhancing substances, alcohol or tobacco is prohibited in school, on school grounds, on school transportation and at school sponsored activities;
2. compliance with the standards of conduct stated in the handbook is mandatory;
3. a violation of its provisions will subject students to disciplinary action up to and including expulsion and referral for prosecution;

StudentsDrugs, Alcohol, TobaccoDrug, Alcohol Abuse and Tobacco Use

CIAC controlled activities at the high school and middle school levels sponsored by the District/school are included in this policy and accompanying administrative regulations; and

4. CIAC may impose sanctions beyond those applied by the District for the use of performance-enhancing substances, as defined in this policy, by athletes.

Disciplinary Action

Students who violate this policy will be subject to disciplinary action which includes, but is not limited to, suspension or expulsion, and/or a program recommended by the Student Support Team. Student athletes who violate this policy, participating in CIAC-controlled activities shall also be declared ineligible for such activities in accordance with CIAC policy and regulation. All disciplinary actions imposed will ensure that similar violations will be treated consistently.

The following guidelines for reporting alleged violations are to be followed:

1. If an employee suspects student possession, use, abuse, distribution or sale of controlled substances, other illegal drugs, performance-enhancing drugs, alcohol, or tobacco/tobacco products the employee shall refer the matter to the Principal or his/her designee. The Principal or designee will notify the student's parent/guardian, recommend a specific assessment, as appropriate, and contact law enforcement personnel as appropriate.
2. If an employee obtains physical evidence of a controlled substance, other illegal drug, drug paraphernalia, performance-enhancing drugs, alcohol, tobacco products or tobacco paraphernalia from a student in school, on school grounds, on school provided transportation or at a school sponsored event, the employee shall turn the student and the controlled substance over to the school principal or designee. The Principal will notify the student's parent/guardian, recommend a specified assessment as appropriate, notify law enforcement personnel and shall surrender possession of the controlled substance to the proper authorities within the time period required by state law.

StudentsDrugs, Alcohol, TobaccoDrugs and Alcohol

It is the policy of the Board to prevent and prohibit the use (except as duly authorized through the school nurse), possession, distribution or sale of any drug, drug paraphernalia, or alcohol by any student at any time on school property, at school-sponsored events or on school-provided transportation. The District provides (1) a supportive environment for recovering chemically dependent students during and/or after their involvement in a treatment program for chemical dependency; and will provide (2) assistance to those students who are affected by drug/alcohol possession or use by others. Any student in District schools found to be using,, in possession of or under the influence of intoxicants, mood altering drugs or substances, or look-alike drugs, or in possession of any related drug paraphernalia during a school session, on school premises, or anywhere at a school-sponsored activity or trip, on school-provided transportation, or otherwise off school grounds when such student's conduct violates the substance abuse policy and is seriously disruptive of the educational process shall be suspended out of school for ten (10) days and may be subject to expulsion for one (1) calendar year

Any student in District schools found to be selling, dispensing, distributing or aiding in the procurement of intoxicants, mood altering drugs or substances, or look-alike drugs, or in possession of any related drug paraphernalia during a school session, on school premises, or anywhere at a school-sponsored activity or trip, on school-provided transportation, or otherwise off school grounds when such student's conduct violates the substance abuse policy and is seriously disruptive of the educational process shall be expelled for one (1) calendar year. A formal complaint will be filed with the local police.

Any student in District schools found to be selling, dispensing, distributing or aiding in the procurement of a substance represented to be any one of the above, shall be suspended out of school for ten (10) days and may be subject to expulsion for up to one (1) calendar year. The duration of an expulsion may be modified as per Policy #5114.

A breath alcohol tester is approved for use at events/activities such as dances and proms at the middle school and high school levels where, in the judgment of the school administrator, there exists reasonable suspicion that a student has consumed an alcoholic beverage and then, only under the following circumstances:

StudentsDrugs, Alcohol, TobaccoDrug, Alcohol Abuse and Tobacco Use

- The student denies to an administrator that he/she has consumed alcoholic beverages and wishes to establish his/her innocence. Should the student register a positive reading on the breath alcohol tester, consequences will be administered as outlined in the discipline/behavior in this policy and in Policy and Regulation #5114.
- The student denies to an administrator that he/she has consumed alcoholic beverages and elects not to utilize the breath alcohol tester to establish his/her innocence. The judgment of the administrator will then be utilized to determine if the student has consumed an alcoholic beverage. In this instance, consequences will be administered as outlined in the discipline/behavior in this policy and in Policy and Regulation #5114.

Inhalant Abuse

In addition to the prohibitions pertaining to alcohol, drugs and tobacco contained in this policy, no student shall inhale, ingest, apply, use or possess an abusable glue, aerosol paint or substance containing a volatile chemical with intent to inhale, ingest, apply or use any of these in a manner:

1. Contrary to directions for use, cautions or warnings appearing on a label of a container of the glue, paint aerosol or substance; and
2. Designed to affect the central nervous system, create or induce a condition of intoxication, hallucination or elation, or change, distort, or disturb the person's eyesight, thinking process, balance or coordination.

Further, no student, 18 years of age or older, shall intentionally, knowingly or recklessly deliver or sell potentially abusable inhalant materials as listed above to a minor student.

No student shall intentionally use or possess with intent to use inhalant paraphernalia to inhale, ingest, or otherwise introduce into the body an abusable glue, aerosol paint or substance or other substance that contains a volatile chemical.

Any student in the District schools found to be in possession of, using, distributing, or selling potentially abusable inhalant materials shall be subject to disciplinary action as outlined in this policy, up to and including suspension and a recommendation for expulsion. Violators of this policy may also be required to complete an appropriate rehabilitation program. All disciplinary actions imposed for similar violations are to be treated consistently.

The Board of Education shall incorporate into the curriculum at all levels education pertaining to potential inhalant abuse which is appropriate for students given their age, maturity, and grade level. Inhalant abuse educational programs/information for parents/guardians will be offered in a manner convenient to parents/guardians.

StudentsDrugs, Alcohol, TobaccoDrug, Alcohol Abuse and Tobacco Use

## Performance-Enhancing Drugs (including food supplement)

In addition to the prohibition pertaining to alcohol, drugs, tobacco and inhalants, the Board of Education prohibits the use, possession, distribution or sale of performance-enhancing drugs, including anabolic steroids and food supplements, including Creatine, by students involved in school-related athletics or any co-curricular or extracurricular school activity/program, other than use for a valid medical purpose as documented by a physician.

Bodybuilding and enhancement of athletic ability and performance are not considered valid medical purposes.

School personnel and coaches will not dispense any drugs, medication or food supplements except as in compliance with Connecticut State law, District policy and as prescribed by a student's physician, dentist, physician assistant or advanced practice registered nurse.

Students shall be made aware of the dangers of steroid abuse and that such abuse, unauthorized possession, purchase, or sale will subject them to disciplinary action and CIAC sanctions.

Students who violate this policy will be subject to disciplinary action. All disciplinary actions imposed for similar violations are to be treated consistently.

It is the expectation of the Board that District schools, as members of the Connecticut Interscholastic Athletic Association (CIAC), require all athletes playing in CIAC-controlled sports to be chemical free.

## Tobacco Use by Students

There shall be no smoking or any other unauthorized use or possession of tobacco, tobacco products, including chewing tobacco, tobacco paraphernalia, or nicotine delivery devices by students in any school building or school vehicle at any time or on any school grounds during the school day, or at any time when the student is subject to the supervision of designated school personnel. Such as when the student is at any school function, extracurricular event, field trip, or school related activity such as a work-study program.

An ongoing program of student support and counseling will be offered to provide support for students who wish to break the smoking habit.

Students who violate this policy shall be suspended in or out of school for a minimum of two(2) days and up to a maximum of ten (10) days. All disciplinary actions imposed for similar actions are to be treated consistently.



Students

Drugs, Alcohol, Tobacco

Drug, Alcohol Abuse and Tobacco Use

- (cf. 5114 – Suspension/Expulsion)
- (cf. 5131 – Student Behavior)
- (cf. 5131.62 – Steroid Use)
- (cf. 5131.8 – Out of School Grounds Misconduct)
- (cf. 5144 – Discipline/Punishment)
- (cf. 5145.12 – Search and Seizure)
- (cf. 5145.121 – Vehicle Searches on School Grounds)
- (cf. 5145.122 – Use of Dogs to Search School Property)
- (cf. 5145.124 – Breathalyzer Testing)

Legal Reference: Connecticut General Statutes  
 1-21b Smoking prohibited in certain places.  
 10-19 Teaching about alcohol, nicotine or tobacco, drugs and acquired immune deficiency syndrome. Training of personnel.  
 10-154a Professional communications between teacher or nurse and student. Surrender or physical evidence obtained from students.  
 10-220b Policy statement on drugs.  
 10-221(d) Boards of education to prescribe rules, policies and procedures re sale or possession of alcohol or controlled drugs.  
 21a-240 Definitions dependency producing drugs.  
 21a -240(8) Definitions “Controlled Drugs,” dependency producing drugs  
 21a-240(9) Definitions “controlled substance.”  
 21a-243 Regulation re schedules of controlled substances.  
 53-198 Smoking in motor buses, railroad cars and school buses.  
 P.A. 11-73 An Act Regulating the Sale and Possession of Synthetic Marijuana and Salvia Divinorum.  
 Federal Regulation 34 CFR Part 85 Drug-free Schools & Communities Act.

20 U.S.C. Section 7181 et. seq., No Child Left Behind Act.  
*New Jersey v. T.L.O.*, 469 U.S. 325 (1985).  
*Veronia School District 47J v. Acton*, 515 U.S. 646.  
 (1995)  
*Board of Education of Independent School District No 92 of Pottawatomie County v. Earls* 01-332 U.S. (2002).

Policy approved: 11/3/04  
 Revised: 6/5/13

BROOKFIELD PUBLIC SCHOOLS  
 Brookfield, Connecticut