

DRUG AND ALCOHOL USE BY STUDENTS

1. A controlled substance means a drug, substance or an immediate precursor, including, but not limited to the following: marijuana, marijuana concentrate, narcotic drugs, hallucinogenic or mind-altering drugs or substances, amphetamines, barbiturates, stimulants, depressants, anabolic steroids, and any other controlled substance as defined in Title 18 of the Colorado Revised Statutes and Title 21 C.F.R. §§ 1308.11 through 1308.15. For the purposes of this regulation, controlled substance also includes any prescription or nonprescription drug, medicine, vitamin or other chemical substances not taken in accordance with Colorado Springs School District 11 Board of Education (the Board) policy and regulations on administering medicines to students (see Policy JLCD, Administering Medicines to Students). For the purposes of this regulation, controlled substance also includes imitation substances that a student believes to be a controlled substance or that are represented to be such by or to a student, and/or imitation, synthetic or designer drugs that are used as substitutes or imitations for controlled substances (this includes any synthetic cannabinoid and salvia divinorum),

For purposes of this regulation and due to the severity of drug and alcohol infractions, careful attention by building administrators and designees will be used to monitor the number of alcohol and drug violations by students throughout their enrollment in the Colorado Springs School District 11 (the District). Drug and alcohol infractions will be a permanent part of a student's discipline record.

2. The possession, use, distribution, sale or purchase of marijuana, synthetic cannabinoids or salvia divinorum) or of any amount of any other schedule I, schedule II, or schedule III controlled substance may be grounds for suspension and/or expulsion from school and school related activities, depending on the nature and intent of the violation. In addition, school personnel may refer a student to civil authorities for possible criminal charges.

3. Any student who is in possession of drug paraphernalia may be suspended from school. The student may be expelled for up to one calendar year for repeated violations. In addition, school personnel may refer a student to civil authorities for possible criminal charges.

4. The possession, use, purchase, distribution or sale of schedule IV and V controlled substances may be grounds for suspension and possible expulsion, depending on the nature and intent of the violation.

5. A student known to be in possession of, under the influence of, selling, or distributing alcohol at school may be suspended from school. The student may be expelled for up to one calendar year for repeated violations. In addition, school personnel may refer a student to civil authorities for possible criminal charges. For the purposes of this regulation, alcohol includes but is not limited to fermented malt beverages or malt, vinous, or spirituous liquors. This includes beer, liquor, or any product containing an alcohol content greater than zero that is used for the purpose of intoxication.

6. Procedures for handling incidents involving the possession, use, purchase, distribution, or sale of controlled substances, or alcohol will be as follows:

- a. Within individual schools:

- I. The Principal or his/her designee will be responsible for carrying out these procedures and supporting procedures within his or her school.
 - II. Staff members will pass on concerns or leads to the school Principal or his/her designee.
- b. The names of students whether involved or suspected will not be released without the knowledge or approval of the Principal or his/her designee.
 - c. The Principal or his/her designee will contact civil authorities.
 - d. Contraband in the form of controlled substances, paraphernalia or alcohol will be turned over to the police department as soon as possible after it comes into the possession of the Principal or his/her designee.
 - e. The parents of an involved student will be contacted as soon as possible. The Principal or his/her designee is encouraged to contact the parents of a suspected student but will follow due process procedures in all cases.
 - f. When reasonable suspicion exists, the Principal or his/her designee may attempt to obtain evidence through search procedures as outlined in Board policy and in accordance with applicable law.
 - g. The Principal or his/her designee may interview students in or outside the presence of their parents regarding possession, sale, distribution, use and source of controlled substances, drug paraphernalia or alcohol.
 - h. As appropriate, District officials will assist parents in contacting appropriate community agencies. However, parents are responsible for the costs of any outside treatment.
7. Schools will cooperate with the law enforcement officials as follows:
- a. Make every effort to identify and report a source of supply.
 - b. Develop an in-service instruction program for staff members as needed.

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LEGAL REFS.: 20 U.S.C. 1145g, Drug-Free Schools and Communities Act of 1986, as amended in 1989
C.R.S. 12-47-103
C.R.S. 18-18-102, et seq.
C.R.S. 18-18-406.1 – 406.2
C.R.S. 18-18-407 (2)
C.R.S. 18-18-203 through 207
C.R.S. 22-1-110
C.R.S. 22-33-106 (1)(d)

CROSS REFS.: IHAMA Teaching about Drugs, Alcohol and Tobacco
JICH Drug and Alcohol Use by Students
JIH Student Interviews, Interrogations, Searches and Arrests
JK Student Discipline
JKD/JKE Student Suspension/Expulsion/Denial of Admission
JLCD Administering Medicines to Students