

CVUSD

Administrative Regulation

AR 5131.6

Students

Alcohol And Other Drugs

Instruction

The curriculum of all elementary and secondary schools shall include instruction on the effects upon the human body, as determined by science, of tobacco, alcohol, narcotics, dangerous drugs as defined in Health and Safety Code 11032, and other dangerous substances. Instruction shall be sequential in nature and suited to meet the needs of students at their respective grade level. (Education Code 51203, 51260)

(cf. 5131.62 - Tobacco)

In grades 1-6, instruction in drug education should be given in health courses required by Education Code 51210. (Education Code 51260)

In grades 7-12, instruction in drug education shall be conducted in health courses and in any other appropriate area of study required by Education Code 51220. (Education Code 51260)

(cf. 6142.8 - Comprehensive Health Education)

Secondary school instruction shall also include a study of the effects of alcohol and other drugs upon prenatal development. (Education Code 51203)

(cf. 6143 - Courses of Study)

Instruction shall be provided by appropriately trained instructors who have demonstrated competencies, as determined by the principal or designee, in the following areas: (Education Code 51260)

1. The ability to interact with students in a positive way
2. Knowledge of the properties and effects of tobacco, alcohol, narcotics, dangerous drugs, and shared drug apparatus
3. Effective teaching skills and competency in helping students to express opinions responsibly and to become aware of their values as they affect drug-use decisions

Intervention

District staff shall intervene whenever students use alcohol or other illegal drugs while on school property or under school jurisdiction. Staff members who have a reasonable suspicion that a

student may be under the influence of alcohol or drugs shall immediately notify the principal or designee.

If the principal or designee, in his/her professional capacity or in the course of his/her employment, knows, observes or suspects that a student may be under the influence of alcohol or drugs, he/she may notify the parent/guardian. (Education Code 44049)

School staff shall not disclose confidential information provided during counseling by a student 12 years of age or older. A school counselor may report such information to the principal or parent/guardian only when he/she believes that disclosure is necessary to avert a clear and present danger to the health, safety or welfare of the student or other persons living in the school community. The school counselor shall not disclose such information to the parent/guardian if he/she believes that the disclosure would result in a clear and present danger to the student's health, safety or welfare. (Education Code 44049, 49602)

(cf. 5022 - Student and Family Privacy Rights)
(cf. 5141 - Health Care and Emergencies)
(cf. 6164.2 - Guidance/Counseling Services)

In cases of medical emergency, the principal is authorized to call an ambulance to remove the student to a hospital. Parents/guardians will be notified of this action and shall be responsible for the incurred expenses.

(cf. 5141 - Health Care and Emergencies)

Enforcement/Discipline/Assistance Services

Staff shall notify the principal or designee immediately upon suspecting a student is selling, providing or using alcohol or other drugs.

When any student uses, possesses or sells alcohol or illegal drugs at school or while under school jurisdiction throughout the calendar year, the following shall result:

1. Suspend student for five days.
2. Contact law enforcement authority within one school day of the suspension for all (c) and (d) violations (Education Code 48902)
3. On the day of the suspension, site administrator directs parent/guardian to contact the *Breakthrough* Assistance Programs for an appointment. The administrator confirms this contact with the *Breakthrough* Parent Notification form, which is then given or sent to the parent by the site administrator, attached to the Suspension form.
4. Student is restricted from school activities and presence on campus while suspended.
5. Student is referred to the *Breakthrough* Program for an educational intervention that includes the following requirements.

First Offense Procedures for *Breakthrough* Programs

1. On the day of the suspension or as close as practical, the student's parent/guardian contacts the *Breakthrough* Programs Office for a student/guardian conference with the centralized *Breakthrough* staff.
2. The conference will result in a "*Breakthrough* Intervention Plan" developed and signed by student, parent/guardian and *Breakthrough* staff that may be sent to the site administrator, Pupil Services, and the Assistant Superintendent, Instruction. It will include the following options:
 - a. Student and parent/guardian are informed of district policies regarding no alcohol and other drug possession, influence or paraphernalia.
 - b. Student and parent/guardian acknowledge that a second alcohol and other drug-related offense occurring at any time before high school graduation results in a referral to the expulsion process in addition to completing the *Breakthrough* program requirements.
 - c. Student and parent/guardian help develop and agree to complete the *Breakthrough* program requirements described in the *Breakthrough* Intervention Plan. This plan is flexible, and designed to be helpful to the student, parent/guardian, and school staff; it may include school and community resources.
 - d. Student attends six 12-Step meetings (Alcoholics Anonymous, Narcotics Anonymous, or Alanon) or equivalent program as determined by the *Breakthrough* staff, student and parent/guardian.
 - e. Student completes the alcohol and other drug education INsight program or equivalent program as determined by the *Breakthrough* staff, student and parent/guardian.
 - f. Parent/guardian is invited to attend the Parent INsight program for a review of the student INsight program curriculum.
 - g. *Breakthrough* staff will provide ongoing support and community-based referrals for students, parents/guardians, and staff.

Noncompliance Steps for Alcohol and Other Drug Suspension-Based Referrals

Failure to comply with the district policy of completing the *Breakthrough* programs will result in a referral to the site principal with consequences which may include a referral to the Assistant Superintendent, Instruction, for disciplinary recommendations.

(cf. 5144.1 - Suspension and Expulsion/Due Process)

Enrollment in Drug Program

The Governing Board may require a student who is expelled from school for reasons related to controlled substances, as defined in Sections 11054 to 11058, inclusive, of the Health and Safety Code, or alcohol, prior to returning to school to enroll in a county-supported drug rehabilitation program. No student shall be required to enroll in a rehabilitation program pursuant to this

section without the consent of his/her parent/guardian. (Add. Stats. 1988, Ch. 50) (Education Code 48916.5)

Second Offense Procedures

1. On the first day of the suspension or as close as practical, the student's parent/guardian contacts the *Breakthrough* Programs Office for a student/guardian conference with the centralized *Breakthrough* staff.
2. The *Breakthrough* staff will work with the student and parents to design a *Breakthrough* Intervention Plan "B" that outlines what district and community resources may be helpful to the family. The expulsion process begins as a result of the second alcohol and other drug-related offense occurring any time before high school graduation.
3. Student may enter the INsight Program for alcohol and other drug education or a more appropriate program as determined by the *Breakthrough* staff, student, and parent/guardian; however, entry or completion will not stop the expulsion process.
4. The *Breakthrough* staff will send the *Breakthrough* Intervention Plan and/or the status of the plan to the site administrator to include in the expulsion packet.

Re-Entry Requirements for Expelled Students

1. Students who receive an expulsion for an alcohol and other drug-related suspension receive a list of re-entry requirements from the *Breakthrough* staff and Assistant Superintendent, Instruction. The student and parent/guardian may be required to contact the *Breakthrough* staff upon receipt of the re-entry conditions to make an appointment with the *Breakthrough* staff.
2. Student and parent/guardian will work with the *Breakthrough* staff to design a "*Breakthrough* Re-entry Plan." The *Breakthrough* staff will send a written notification to the Assistant Superintendent, Instruction, when the conditions to re-enter have been met.

Voluntary Referrals to the *Breakthrough* Programs

Voluntary referrals to the *Breakthrough* programs are accepted from any staff, parent/guardian, student, community member or community-based agency. These referrals receive the same range of services available to all students.

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