

Policy #: 443.4

SCHOOL DISTRICT OF WEBSTER

Date Adopted: May 17, 2021

Date Revised:

Policy Title: Student Alcohol and Other Drug Use

The following applies whenever a student is on school premises or otherwise subject to the supervision of a school authority, including whenever a student is using District provided transportation or participating in or attending any District sponsored activity:

1. No student shall possess, use, distribute, sell, purchase, or be under the influence of alcohol or illegal drugs.
2. No student may possess, use, distribute, sell, or purchase drug paraphernalia.
3. Students may possess and use prescription drugs and over-the-counter medications only as permitted under the District's student medication policies, and students are prohibited from selling, purchasing and distributing such medications to the same extent as applies to illegal drugs.
4. A student may possess and use a product or substance that could improperly be used as a hazardous inhalant only (a) for a school-authorized purpose; and (b) in a manner that is consistent with the intent of the manufacturer and any cautionary labeling/instructions. Students may not be under the influence of a hazardous inhalant.
5. No student may possess, use, distribute, sell, purchase, or be under the influence of any controlled substance or controlled substance analog that is an intoxicant and that is not more specifically addressed by this policy, except to the extent any such possession or use is for a school-authorized purpose (e.g., a chemical used in an approved lab).

Students are expected to comply with this policy. Failure to comply shall result in school-imposed consequences which may include the provision of behavioral interventions and supports, appropriate referrals, sanctions under any applicable District's student activity code, and/or other disciplinary actions up to and including counseling and treatment, suspension or expulsion from school if it rises to a safety concern. Referrals may also be made to law enforcement officials. Expulsion will only be used as a last resort. Please refer to Policy 447.3 on student suspensions and expulsions.

A licensed administrator who has responsibilities related to student conduct or student services, a school resource officer, or a law enforcement officer designated by the Superintendent or a building principal may require a student to submit to a breath test to determine the presence of alcohol in the student's system whenever the person requiring the test has reasonable suspicion that the student is under the influence of alcohol on school premises, in a motor vehicle used for District-provided transportation, or while participating in a District sponsored activity. Such tests shall be administered by a law enforcement officer or by a trained school district employee and shall meet State Law requirements. A student may be subject to school disciplinary action for refusing to submit to such a test, and a refusal may give rise to an adverse inference in school disciplinary proceedings. The District shall refer a student to appropriate alcohol and drug intervention services whenever the District has determined that (1) the student has been under the influence of alcohol in violation of this policy; or (2) a student has refused to submit to a required breath test as provided in this paragraph.

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The Board expects the Administration and other District employees, to the extent consistent with the employee's specific role, to provide instruction, structure District sponsored activities and conduct District operations in a manner that provides students with consistent messages regarding the dangers of alcohol and drug use.

Staff, students and parents and guardians shall be informed of this policy via student handbooks and/or through other appropriate means.

PUBLIC NOTIFICATION ON NONDISCRIMINATION POLICY

It is the policy of the School District of Webster that no person may be denied admission to any public school in this district or be denied participation in, be denied the benefits of, or be discriminated against in any curricular, extra-curricular, pupil service, recreational or other program or activity because of the person's sex, race, color, national origin, ancestry, creed, pregnancy, marital or parental status, sexual orientation, or physical, mental, emotional, or learning disability or handicap as required by s. 118.13 "WIS. Stats. This policy also prohibits discrimination as defined by Title IX of the Education Amendments of 1972 (sex), Title VI of the Civil Rights Act of 1964 (race, color, and national origin), and Section 504 of the Rehabilitation Act of 1973 (disability), and the Americans with Disabilities Act of 1990. The district encourages informal resolution of complaints under this policy. A formal complaint resolution procedure is available, however, to address allegations of violations of the policy in the School District of Webster. Any questions concerning this policy should be directed to:

Superintendent
Webster School District
26428 Lakeland Avenue S
Webster, WI 54893
(715) 866-4391

Legal References:

WISCONSIN STATUTES

Section 118.01(2)(d)	[instruction on the effects of alcohol and controlled substances use, including prescription drugs, and drug abuse awareness and prevention]
Section 118.126	[privileged communication related to student alcohol/controlled substances use]
Section 118.24(2)(f)	[dissemination of information regarding alcohol and drug abuse services and related referrals]
Section 118.257	[liability exemption for referral to law enforcement officials and removal from school premises/activities for alcohol and other controlled substances]
Section 118.45	[tests for alcohol; policy required]
Section 120.13(1)	[school board power to adopt student conduct rules and discipline students]
Section 125.09(2)	[possession of alcohol on school grounds prohibited]
Section 939.22(15)	[defining hazardous inhalant]
Chapter 961	[controlled substances laws]