
SUBSTANCE ABUSE

The board of education recognizes that in addition to introducing and maintaining a comprehensive substance abuse education program at all grade levels, a policy must be adopted committing the school district to establish a procedure to aid students to seek help to correct possible substance dependency and/or abuse problems.

For purposes of this policy, substance” shall mean alcoholic beverages, controlled dangerous substances as defined in N.J.S.A. 24:21-2 or any chemical or chemical compound which releases vapors or fumes causing a condition of intoxication, inebriation, excitement, stupefaction or dulling of the brain or nervous system including, but not limited to, glue containing a solvent having the property of releasing toxic vapors or fumes as defined in N.J.S.A. 2A:170-25.9.

“Substance abuse” shall mean the consumption or use of any substance as defined herein for purposes other than for the treatment of sickness or injury as prescribed or administered by a person duly authorized by law to treat sick and injured human beings.

- A. The primary objective of this policy is to devote the energies of the board of education and the administrative and instructional staff of the school district to the prevention of substance use and from the proliferation of the same into our schools, with the prime concern of protecting nonusing pupils, and further, the destruction of the potential marketplace which the school or schools can easily become.
- B. The board of education, together with the administrative staff and the instructional staff, feels every effort must be made to education young people, of all grades, on the dangers of substance use.
- C. Every effort must be made to provide the necessary attitude and value changes in those young people who are currently using drugs of all kinds.
- D. There must be a clear procedure to handle the possible drug, alcohol, and anabolic steroid related situations involving pupils of the Rumson School District.
- E. There are provisions for the evaluation and treatment of pupils, as those terms are defined by law (N.J.A.C. 6:29-6.2) who are affected by drug or alcohol use.

- F. The board of education has consulted with local agencies recommended by the State Department of Health in preparation of drug and alcohol policies and procedures and will continue such consultation and in addition thereto shall solicit community input as an annual process to review the effectiveness of its alcohol and drug policies and procedures.
- G. Substance abuse policies and procedures for discipline, evaluation, intervention, and treatment of drug and alcohol affected pupils shall be made available annually to all school staff, pupils, and parents or guardians.
- H. Compliance with the confidentiality requirements established in federal regulations found at 42 CR Part II will be adhered to.
- I. Assessment of students must be conducted by individuals who are certified by the New Jersey State Board of Examiners as substance awareness coordinators or by individuals who are appropriately certified by the New Jersey State Board of Examiners and trained in alcohol and other drug abuse prevention.
- J. community agencies taking student referrals must be approved by the County Local Advisory Council on Alcoholism and Drug Abuse of the State Department of Health.

Curriculum and Instruction

- A. The board of education shall continue to incorporate into the curriculum for elementary school grades, drug, alcohol, tobacco, and steroid education appropriate for pupils given their age, maturity, and grade level, in accordance with existing Department of Education guidelines.
- B. Programs for drug awareness education are to be continued and modified by the professional staff of all schools for all grades. The grade work and patterns of instruction will be detailed. Instruction will be specific for what must be covered.
- C. Substance abuse educational programs for parents/guardians will be offered at times and places convenient to the parents/guardians on school premises or other facilities.

Dated: August 28, 2002

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Policy 5131.6

Legal References:

<u>N.J.S.A.</u>	2A:62A-4	Reports by educational personnel on dependency upon or illegal use of controlled dangerous substances or use of intoxicating vapor releasing chemicals; immunity from liability
<u>N.J.S.A.</u>	2A:170-25.9	Definitions
<u>N.J.S.A.</u>	2C:29-3a	Hindering apprehension or prosecution
<u>N.J.S.A.</u>	2C:33-15	Possession or consumption of alcoholic beverage in public place or motor vehicle by person under legal age.
<u>N.J.S.A.</u>	2C:33-16	Alcoholic beverages; bringing or possession on school property by person of legal age; penalty
<u>N.J.S.A.</u>	2C:33-17	Offer or service of alcoholic beverage to underage person; disorderly persons; exceptions
<u>N.J.S.A.</u>	2C:33-19	Paging devices, possession by students
<u>N.J.S.A.</u>	2C:35-1 et seq	New Jersey Comprehensive Drug Reform Act
See particularly:		
<u>N.J.S.A.</u>	2C:35-7, -10	
<u>N.J.S.A.</u>	9:17A-4	Consent by minor to medical care or treatment; venereal disease, sexual assault or drug use or dependency; notice and report of treatment; confidentiality
<u>N.J.S.A.</u>	18A:25-2	Authority over pupils
<u>N.J.S.A.</u>	18A:37-1	Submission of pupils to authority
<u>N.J.S.A.</u>	18A:37-2	Causes for suspension or expulsion of pupils
<u>N.J.S.A.</u>	18A:36-19-2	Student locker or other storage facility; inspections; notice to students
<u>N.J.S.A.</u>	18A:40A-1 et seq	Substance abuse
See particularly:		
<u>N.J.S.A.</u>	18A:40A-1, -2, -3, -4, -5, -9, -10, -11, -12, -13, -14, -15, -16, -18, -19	
<u>N.J.S.A.</u>	24:21-2	Definitions (New Jersey controlled dangerous substances)
<u>N.J.S.A.</u>	26:3D-15 through -21	Legislative findings and declarations... (smoking in educational institutions)
<u>N.J.A.C.</u>	6:8-3.1 et seq	Pupil Behavior
<u>N.J.A.C.</u>	6:11-11.5	Substance awareness coordinator

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<u>N.J.A.C.</u>	6:29-6.1 et seq	Substance abuse
<u>N.J.A.C.</u>	6:29-10.1 et seq	Safe and drug free schools
<u>N.J.A.C.</u>	6A:8-3.1	Curriculum and instruction
<u>N.J.A.C.</u>	6A:14-2.8	Discipline/suspension/expulsion

Attorney General's Executive Directive No. 1988-1

Drug Free Workplace Act of 1988 Enacted November, 1988 (Pub. L.100-690, Title V, Subtitle D) 102 Stat. 4305-4308

Regulations Under Drug Free Workplace Act, C.F.R. 4946 (1/31/89)

42 C.F.R. Part 2 – Confidentiality of alcohol and drug abuse patient records.

F.G. v. Bd of Ed. of Hamilton, 1982 S.L.D. 382

G.L.H. v. Bd. of Ed. of Hopewell Valley Regional School District, et. a. 1987 S.L.D. April 20, aff'd St. Bd. 1987 S.L.D. Sept. 2

State in the Interest of T.L.O. 94 N.J. 331 (1983) Rev'd, 469 U.S. 325

State of New Jersey v. Jeffrey Engerud, 93, N.J. 308 (1983)

Honig v. Doe 484 U.S. 305 (1988)

Vernonia School District v. Acton, 515 U.S. 646 (1995)

In the Matter of the Tenure Hearing of Graceffo, 2000 S.L.D. (September 21)

Manual for the Evaluation of Local School Districts (August 2000)

A Uniform State Memorandum of Agreement Between Education and Law Enforcement Officials (1999 Revisions)

Cross References:

1330	Use of school facilities
1410	Local units
5114	Suspension and expulsion
5124	Reporting to parents/guardians
5125	Pupil records

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5131	Conduct/discipline
5131.7	Weapons and dangerous instruments
5141.3	Health examinations and immunizations
5141.21	Administering medication
5145.12	Search and seizure
6145.1/6145.2	Intramural competition; interscholastic competition
6145.7	Social events/meetings
6154	Homework/makeup work
6172	Alternative educational programs
6173	Home instruction

