

### **ALCOHOL AND DRUG-FREE SCHOOLS**

- A. The Board of Education believes that quality education is not possible in an environment affected by drugs. The Board will, therefore, establish and maintain an educational setting which meets the requirements of the Drug-Free Workplace Act of 1988 and the Drug-Free Schools and Communities Act of 1986 and any amendments thereto as they relate to employees and students.
- B. To establish and maintain an environment free of drugs, the Board, as it has in the past, prohibits the manufacture, possession, use, distribution, or dispensing of any unprescribed controlled substances, with the exception of marijuana, which is prohibited regardless of whether it is prescribed, (“unprescribed controlled substances”), as well as hemp or hemp products, as defined in R.C. 928.01, and alcohol, by any member of the Board’s staff or by any student at any time while on Board property or while involved in any District-related activity or event during which time the staff member is in charge of students or is performing a safety-sensitive duty.
- C. Employees
1. Employees are prohibited from being under the influence of alcohol or unprescribed controlled substances during work hours or when they are representing the Board at meetings or in the community.
  2. An employee who must use prescribed drugs which could impair his/her ability to perform the job duties must report this fact to his/her supervisor along with acceptable medical documentation. A determination will then be made as to whether the employee is able to perform his/her job safely and properly.
  3. The Board will not employ an individual whose current use of alcohol prevents him from performing the job duties or who constitutes a direct threat to the property or safety of himself/herself or others. The Board will not employ an individual who is currently using unprescribed controlled substances.
  4. An employee convicted of any criminal drug violation occurring in the workplace must report such conviction to the Superintendent within five (5) days. The Superintendent shall notify those agencies required by the Drug-Free Workplace Act of 1988 of an employee’s conviction within ten (10) days of receiving notice from an employee or otherwise receiving actual notice. A conviction means a finding of guilt or imposition of sentence, or both, by any judicial body charged with the responsibility to determine violations of the Federal or State criminal drug statutes.

5. The Superintendent shall take one or a combination of the following actions within thirty (30) days of receiving notice from the employee as set forth in paragraph 4 of this policy:
    - a. Appropriate personnel action against such employee, up to and including termination;
    - b. Requiring the employee to complete a drug assistance or rehabilitation program approved for such purposes by the Federal, State, or local health, law enforcement or other appropriate agency.
  6. A drug-free awareness program shall be created to inform the employees about:
    - a. The dangers of drug abuse in the workplace;
    - b. The Board's policy of maintaining a drug-free workplace;
    - c. Any available drug counseling, rehabilitating and employee assistance programs; and
    - d. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace.
  7. Information on unprescribed controlled substance or alcohol counseling and/or rehabilitation programs is available from the Superintendent or his/her designee.
  8. Disciplinary sanctions consistent with local, State, and Federal law up to and including termination of employment and referral for prosecution will be imposed on employees who violate the standards of conduct required by this policy.
  9. Federal law requires that employees comply with the standards of conduct set forth in this policy.
  10. Employees shall be given a copy of the standards of conduct required under this policy as well as a statement of disciplinary sanctions described herein.
- D. This policy and the Board's Drug Prevention Program shall be reviewed biennially.

LEGAL REFS: 20 U.S.C. §7101; 20 U.S.C. §3171; 20 U.S.C. §701

Adopted: December 17, 2019