

**STUDENT SUBSTANCE USE AND ABUSE - RULES**

Statement of Purpose

The Sanborn Regional School District has NO tolerance for knowingly being in the presence of, or the possession of drug paraphernalia and/or the use/abuse of controlled or illegal substances as defined in Policy JICH. The Sanborn Regional School Board approves the following rules for dealing with knowingly being in the presence of, or the possession of drug paraphernalia and/or the use or abuse of controlled or illegal substances by students.

Statement of Rules

As stated in Policy JICH, the procuring, possessing, using, transmitting, selling, supplying, or giving to any person any controlled or illegal substance, and/or being under the influence of any controlled or illegal substance while in any school building, on any school property, on any school bus, or at any school sponsored event is strictly forbidden. Any such activity shall constitute gross misconduct as referred to in RSA 193:13 and RSA 189:1-a.

Penalties

The following penalties shall apply for dealing with the use or abuse of controlled or illegal substances by students as prohibited by Policy JICH and restated above. These penalties are to be included in all student handbooks for student information and reference.

I. Drug Paraphernalia and/or Substance Use, Possession of, or in the Presence of:

Students procuring, possessing, using or being in the presence of drug paraphernalia and/or any controlled or illegal substance, or under the influence of any controlled or illegal substance while in any school building, on any school property, on any school bus, or at any school sponsored event shall be suspended from school for a ten (10) day period, shall be reported to the appropriate law enforcement agency, and shall have a hearing with a school administrator and the superintendent. The hearing should be scheduled in a timely fashion, recommended not to exceed 72 hours from the time of the incident.

For any subsequent drug paraphernalia possession and/or controlled or illegal substance related offense, the student shall be suspended from school for ten to twenty (10-20) days, shall be reported to the appropriate law enforcement agency, shall have a hearing with a school administrator and the superintendent.

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SRSD FILE: JICH-R

II. Aiding Possession or Use:

Any student in control of a vehicle or container in which he/she knows drug paraphernalia and/or a controlled or illegal substance is kept deposited, and any student who assists any person in his/her presence possession of drug paraphernalia and/or in the use or possession of a controlled or illegal substance will be subject to the same penalties imposed upon the actual possessor or user set out in paragraph I above.

For the purposes of this regulation, the term "Assist" shall be understood to mean anything, including acting as a lookout or decoy, which might help the actual user or possessor to escape detection or punishment.

III. Transmitting, Sale, Supplying, Giving or Intent to Transmit, Sell, Supply or Give:

Any student transmitting, selling, supplying, giving or intending to transmit, sell, supply, or give any controlled or illegal substance while in any school building, on any school property, on any school bus, or at any school sponsored event shall receive a ten to twenty (10-20) day suspension from school, shall be reported to the appropriate law enforcement agency, shall have a parent conference with the superintendent, and shall have a hearing with the school board with the recommendation for expulsion from school. For the purposes of this section, any student possessing large amounts of controlled or illegal substances shall be presumed to have an intent to transmit, sell, supply, or give the controlled or illegal substance. Further, sale shall include bartering or exchanging an illegal substance.

IV. Counseling:

Any student violating this policy may also be recommended for counseling. If out of school counseling services are selected by the parent(s)/guardian(s), the parent(s)/guardian(s) shall be liable for the cost of same.

V. Notification of Law Enforcement Agencies:

Reports to law enforcement agencies required by this policy and rules shall be made in accordance with RSA 193-D:4. The school board chair will also be notified.

Related Policies: JICH, JK

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