

# Policy

BOARD OF EDUCATION  
HORTONVILLE AREA SCHOOL DISTRICT

STUDENTS  
5530 / Page 1 of 2

## STUDENT USE OR POSSESSION OF INTOXICANTS, DRUGS, OR PARAPHERNALIA

The Hortonville Area School District regards chemical abuse, addiction or dependency as it does any other behavioral or medical problem. No moral or social stigma should be attached to such personal problems. It is acknowledged that chemical problems are found in all socio-economic groups and in all age groups.

For the purpose of this policy, “drugs” shall mean:

- A. All dangerous controlled substances as so designated and prohibited by Wisconsin statute;
- B. All derivatives of hemp, except CBD products permitted by the school (Policy #5330 – Administration of Medication/Emergency Care) – this includes Delta-8-THC, Delta-9-THC, Delta-11-THC, THC-0, and all other forms that cause psychosis; in all forms of delivery (i.e., inhalation, ingestion, injection, etc.)
- C. All chemicals which release toxic vapors;
- D. All alcoholic beverages;
- E. Any prescription or patent drug, except those for which permission to use in school has been granted pursuant to Board policy;
- F. “look-alikes”
- G. Essential oils and oil like products that may be mistaken for a drug (Policy #5330 – Administration of Medication/Emergency Care);
- H. Anabolic steroids;
- I. Any other illegal substance so designated and prohibited by law.

Therefore, the District believes that it has an educational role to play in helping students make responsible decisions concerning the use of alcohol and other drugs. The District also has a responsibility to strive to maintain schools which are free of chemical abuse and to take action necessary to achieve that goal. The District intends that, with parents/guardians and other segments of the community; it will play an appropriate role in making a comprehensive program of education and support available to all students and employees.

The Hortonville Area School District believes that the use and possession of alcohol and other drugs, including prescription drugs not prescribed to the user or the student possessing them, is unlawful and harmful. For this reason disciplinary sanctions are provided.

### **Implementation:**

In order to provide for a school environment free of chemical abuse, the Board sets the following policy guidelines:

- A. No student shall use, possess or be under the influence of tobacco, intoxicants or mood-altering substances not prescribed by a physician or possess drug paraphernalia at any time on school premises or while at school-related activity. Students violating this policy shall be subject to disciplinary action.

# Policy

BOARD OF EDUCATION  
HORTONVILLE AREA SCHOOL DISTRICT

STUDENTS  
5530 / Page 2 of 2

- B. No students shall exchange, distribute, sell, attempt to sell, give away or possess with the intention of exchanging, distributing, selling or giving away intoxicants or mood-altering substances, prescription drugs, or drug paraphernalia at any time on school premises or while at a school-related activity. Wisconsin law shall control when determining intent. Students violating this policy shall be subject to disciplinary action.
- C. No student shall exchange, distribute, sell, attempt to sell or give away to another any substance, regardless of its true nature, which such student has represented in any manner to be an intoxicant or mood-altering substance (i.e., "look-alikes") at any time on school premises or while at a school-related activity. Students violating this policy shall be subject to disciplinary action.
- D. Any student who owns or operates a motor-vehicle for attendance at school or school-related activities shall accept responsibility for the behavior of others who use that vehicle on school premises. This responsibility subjects the owner or operator student to the full ramifications of Board policy and its implementing procedures for violations of this policy by persons in the vehicle while on school premises.

A student may be required to submit to a test(s) to determine the presence of intoxicants (alcohol), mood-altering substance, or prescription drugs, if a school official or law enforcement officer has reasonable suspicion that the student is under the influence of an intoxicant, mood-altering substance, or a prescription drug not prescribed to them, in violation of this policy. Such test shall be administered by (e.g., a law enforcement officer, trained school district employee or other health care facility) and shall meet state law requirements. A student may be disciplined for refusing to submit to such test(s).

The District Administrator shall provide for the development of administrative rules relating to this policy which shall include relevant definitions. Education shall be intended to develop awareness of; drug abuse, including prescription drug abuse, and prevention; the relationship between highway safety and the use of alcohol and controlled substances, including prescription drugs; and the relationship between youth suicide and the use of alcohol and controlled substances, including prescription drugs.

A copy of this policy and its implementing rules shall be distributed annually to students and their parents/guardians. Also, there shall be a periodic review of the policy and rules in accordance with established procedures.

#### Legal References:

118.01(2)(d), Wis. Stats.

118.24(2)(f), Wis. Stats.

118.257, Wis. Stats.

Drug-Free Schools and Communities Act of 1986 as amended

20 U.S.C. 3171 et seq.

20 U.S.C. 3224A

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