

*Extracurricular Athletic Participant Eligibility Random Drug Testing
Student/Parent Consent Form*

I wish to tryout for and/or participate in school sponsored extracurricular athletic activities. I have read the Board of Education's Extracurricular Athletic Participant Drug Testing Policy and I understand the Board of Education's Policy and Procedures and agree to follow said Policy and Procedures, including being subjected to random testing, as a condition of participation in extracurricular athletic activities. I understand that if I disobey the rules, I will be excluded from the opportunity to participate in extracurricular athletic activities as provided in the Board's Policy and Procedures. I understand that I should ask school district staff if I have any questions about the drug testing program or results.

I accept the method of obtaining urine samples, testing and analyses of such specimens, and all other aspects of the program. I agree to cooperate in furnishing such urine samples, which may be required at random times. I further agree and consent to the disclosure of the sampling, testing, and results as provided for in this program to the school district administration. This consent is given pursuant to all State and Federal Privacy Statutes and is a waiver of rights to non-disclosure of such test records and results only to the extent such disclosure is authorized by this program. This consent is valid for the current school year.

I authorize the testing organization to take a sample of my urine for the purpose of performing tests and otherwise screen the sample obtained from me for the presence of drugs or other chemical substances. Also, I authorize the testing organization to release the results of the testing, regardless of whether the results are negative or positive to the Administration of Wilmington Community Unit School District No. 209-U.

I agree to participate in this program and release the testing organization/certified lab and any of its employees or agents from any liability arising out of my participation in the Drug Screening Program.

I understand that costs for random tests will be paid for by the school district.

Wilmington High School and Riverside Hospital have my permission to test my child on any of the dates.

Student Participant Name (Print)

Parent/Guardian Signature

Student Participant Signature

Date

Extracurricular Athletic Activity Eligibility Random Drug Testing

Philosophy/Purpose

The Board of Education, Faculty, and Administration believe that the use of illegal drugs by students who participate in extracurricular athletic activities presents a particular hazard to the health, safety and welfare of students and those who compete with the student. They also encourage students to participate in extracurricular athletic activities, but acknowledge that the opportunity to try out for and participate in school sponsored activities is a privilege and not a right. To be eligible to try out for, or to participate in any extracurricular athletic activities, students must agree to submit to testing for the use of prohibited substances, if selected, in accordance with this policy.

This policy has been adopted by the Board of Education of Wilmington Community Unit School District No. 209-U and applies to all students who participate in extracurricular athletic activities in grades 9-12. This policy is in addition to Wilmington's Athletic/Activities Code and all other policies regarding student conduct. This policy has been adopted after seeking the input of parents and concerned citizens of the District and is a response to their consensus that it is the most effective response to the growing problem of drug use by students, and in particular, student extracurricular athletic participants.

The District recognizes that there is a high incidence of drug use by students nationwide, which is epidemic in proportion. The District also recognizes that some Wilmington students, and in particular, participants in extracurricular athletic activities either have or will experiment with illegal drugs during their high school years. Participants in extracurricular athletics are expected to be good examples of conduct, sportsmanship and training, which includes abstaining from the use of drugs. Moreover, participants in extracurricular athletic activities who use drugs can be a danger to himself/herself or others, both in and out of the extracurricular athletic activity.

In order to provide for the health and safety of the individual participant and other extracurricular athletic participants, as well as, provide a legitimate reason for the students to say "NO" to drug use, and to provide an opportunity for those taking drugs to receive help in locating programs which can provide assistance, the District is conducting a random drug testing program for the extracurricular athletic participants. The program is not punitive. It is designed to prevent drug usage, to educate student extracurricular athletic participants as to the serious physical, mental and emotional harm caused by drug use/abuse, to create and maintain a safe, drug free, environment for student athletes and to assist them in getting help when needed.

The purpose of this policy is to deter the use of prohibited substances, not to provide a means, which the district may use to punish a student other than by disqualification from participation in extracurricular athletic activities. Accordingly, the results of any drug test administered under this policy shall be used only for determination of eligibility to try out for and participate in extracurricular athletic activities and for no other disciplinary

purpose.

Definitions

1. *Extracurricular Athletic Activities*

School sponsored athletic activities outside the regular school day, conducted by and representing Wilmington Community Unit School District No. 209-U where participation is voluntary, no academic credit or grades are awarded, and are competitive in nature in grades 9-12.

B. *Extracurricular Athletic Participant*

Any student who is trying out for or participation in any school sponsored extracurricular athletic activity. Should any student be unsuccessful in trying out for a given athletic activity and not choose to be involved in any other athletic activity for the remainder of that particular sports season, parents should send a letter so indicating and requesting the removal of the student's name from the random list.

3. *Illegal Drugs*

Any substance considered illegal or controlled by the Food and Drug Administration, including, but not limited to, anabolic steroids.

4. *Self-Referral*

Process of a student coming forward, voluntarily, seeking help for a problem with an illegal drug, alcohol or tobacco. This is done before a violation of the Extracurricular Athletic Code has been verified by notifying staff or administration.

5. *Testing Cycle*

Time period for random tests determined by the District and Testing Organization. Cycles may be weekly, monthly, quarterly, or by semester.

6. *Dilute Specimen*

Specimen with a specific gravity of less than 1.003 and creatinine level less than 20 mg/dl. (Individual has more fluids in their body limiting the testing ability of the sample.)

7. *Testing Organization*

Riverside Hospital has been selected by the Board of Education to conduct the

random drug-testing program and all required testing activities and/or tasks.

Consent Form

To try out for or to participate in any school sponsored extracurricular athletic activities, the student must read this policy and sign a consent form by which the student agrees that as a condition of participation in extracurricular athletic activities, he/she will consent to the drug-testing program outlined in this procedure. This consent form must also be signed by the student's parents or guardians at the beginning of the school year or prior to tryouts for a specific activity. Students deciding to participate in an extracurricular athletic activity after the sign-up deadline will be required to be tested after the signed consent form is returned. This testing will occur on the next scheduled test day and the extracurricular athletic participant will then remain eligible for random testing for the remainder of the school year.

Withdrawal of Consent

Consent for participation may be withdrawn under the following conditions:

1. Student fails to make the team/activity under tryout procedures outlines.
2. Student chooses to permanently discontinue his/her involvement in an extracurricular athletic activity for that school year.
3. Parents must submit written request for withdrawal of consent indication intentions in #1 and #2 above.
4. Withdrawal of consent must be sent to the principal or designee who will verify student no longer participates in any qualified extracurricular athletic event.

Should the student elect to resume participation in any qualified activity again during the same athletic season, the student will be required to be tested on the next scheduled test date prior to activity tryout or participation.

Noncompliance

If the extracurricular athletic participant, his/her parents or guardians refuse to sign the consent form, the student will not be permitted to be a member of the activity until such consent form is signed. Also, if the extracurricular athletic participant refuses to be tested or does not complete the test as instructed, the extracurricular athletic participant will be considered in violation of this policy and automatically be ineligible as an extracurricular athletic participant for four weeks and will be retested before the student will be allowed to resume participation in extracurricular athletic activities.

Confidentiality

The results of any test administered under the terms of this policy shall be kept confidential and disclosed only to the extracurricular athletic participant, his/her parent or guardian, and school officials designated by the Superintendent. The results of the testing shall not be used as a basis for any disciplinary action other than disqualification as provided for in the Wilmington Athletic/Activities Code. The test results will not be part of the extracurricular athletic participant permanent record, but will be kept in a secure file in the school. The results for testing, negative or positive, will be kept until the student graduates. At that time all results/records of this policy, related to individual students will be purged.

Test results will be forwarded to the licensed substance abuse treatment program of the parent's choice upon their request.

Under this drug testing program, no staff, coach, or sponsor shall divulge any information to anyone about a particular student or disposition of the student involved, other than by order of a court of competent jurisdiction.

Random Selection of Extracurricular Athletic Participants for Testing

At the beginning of each athletic season, each extracurricular athletic participant shall be assigned a number by the Superintendent or his/her designee. The selection of numbers will be made by the Testing Organization. The numbers will be computer generated and include an M or F, for male/female designation of students to help with staffing needs from the testing organization. Students will be eligible for random testing throughout the entirety of each season.

Notification of Extracurricular Athletic Participant Selection Absence

The selected extracurricular athletic participants will be notified and escorted to the nurse's office during first period on test day. If the student is absent from school, and the absence is unexcused, the student will be ineligible for competition until the next testing date, and then will automatically be tested on that date. If the absence is excused, the student will remain eligible for practice and competition, but will automatically be tested on the next date. After testing an extracurricular athletic participant's number will be returned to the testing population and subject to re-selection during the next testing cycle. Extracurricular athletic participants will be subjected to random testing throughout the entirety of the athletic season.

Self-Referral

An extremely important part of this program is to allow student athletes to self-report if they have used or are using any drug. Those who self-report before being selected to drug test will not be suspended from competition, but they will submit to random drug screens the rest of the year, and possibly the following year at the District's sole discretion. The student must enroll in a licensed substance abuse treatment program.

If the student's follow-up drug screens are positive or the THC nanogram is not less than the previous test the student will be suspended from athletics for one calendar year. Failure to submit to drug testing or successfully completing the licensed substance abuse treatment program will also result in the student being suspended from athletics for one calendar year.

Under the random drug testing policy self-referrals are still available. However, once a student is selected by number/name for testing, a self-referral is no longer an option. A student may only self refer one time during his/her high school career.

Student Transfers

A student transferring to Wilmington Community Unit School District No. 209-U, grades 9-12, will be provided a copy of this policy. Transfer students and parents will be given a reasonable period of time (not to exceed 5 school days) to determine whether or not the student intends to participate in extracurricular athletic activities. If, within the period of time given, the consent form is signed appropriately, the student's name will be added to the random list. If a decision is made to participate after the original time line for consent, the student will automatically be tested on the next scheduled test date, prior to activity tryout or participation.

Program Details

Testing Procedures

1. Superintendent or designee shall assign a number to each extracurricular athletic participant on a random basis and shall develop a master list of assigned numbers. The Testing Organization shall then, from time-to-time throughout the school year, randomly select extracurricular athletic participants for drug testing from the pool of numbers submitted by the Superintendent or designee. Testing may occur on any day, Monday through Saturday. Each student participant may be tested at any time during the athletic season.
2. No student will be given advance notice or early warning of the testing.
3. Drug testing will be performed by urinalysis. Upon being selected for a urinalysis test, the student shall provide a sample of "fresh" urine according to the quality control standards and policy of the collection facility conducting the urinalysis.
4. A member of the Testing Organization will accompany the student until he or she produces an adequate, verifiable urine specimen. The student will not be under direct visual observation while providing the sample, unless there is a reason to believe the extracurricular athletic participant will alter or substitute the specimen to be provided. If unable to produce a specimen, the student will be given up to 40 ounces of fluid. If unable to produce a specimen within 2 hours, the student will be taken to the Principal's Office and told he/she is ineligible for participation in any extracurricular athletic activity. In addition, the parent(s)/guardian(s) will be telephoned and informed the student is unable to produce a sample for the testing procedure and he/she must be tested at a later date in order to be eligible.
5. All specimens registering below 90EF (32EC) or above 100EF (38EC) will be invalid. The head strip on each specimen bottle indicates the validity of the urine specimen by temperature. If a specimen is invalid, the student must provide another specimen.
6. A student will be ineligible for all extracurricular athletic activities for one calendar year from the time of infraction, if he/she tampers or cheats during the collection. This will be reported to the parent/guardian.
7. Immediately after specimen is taken, the student may return to class with an admit slip or pass with the time he/she left the collection site.
8. Each specimen is given to the laboratory for testing for controlled substances (which may include all drugs listed as controlled substance under Illinois law, or defined by the Food and Drug Administration), and "performance enhancing" drugs, such as steroids on a suspicion only basis.

Chain-of-Custody

1. The testing organization will provide appropriately trained staff members, set up the collection environment, guarantee specimens, and supervise the chain-of-custody.
2. A District or testing organization staff member will escort students to the collection site. No student is allowed to go to his/her locker. The staff member should minimize classroom interruptions. Students may be called after school, perhaps during practice time.
3. Before a student's urine is tested by the laboratory, he/she must sign a form required by the testing laboratory verifying that the specimen is their's and that they witnessed it being sealed by a staff member from the testing organization.
4. A sanitized kit containing a specimen bottle will be given to each student. The bottle will remain in the student's possession until a seal is placed upon the bottle and the student signs that the specimen is sealed. The seal may be broken only by the lab testing the specimen.
5. If the seal is tampered with or broken, after leaving the student's possession and prior to arriving at the lab, the specimen is invalid. The student will remain eligible for extracurricular athletic activities subsequent to a retest.
6. Students will be instructed to remove all coats and wash their hands in the presence of the staff member before entering the restroom. The restroom door will be closed while student provides a urine specimen. The staff member will wait outside the restroom. The commode will contain a blue dye so the water cannot be used to dilute the sample. The faucets in the restroom will be shut off, and sealed with evidence tape. All garbage containers will be removed from the restroom stall.
7. After it is sealed, the specimen will be transported to the testing laboratory by testing organization personnel. The testing organization will report the results to the Principal or designee.

Testing Results

1. The laboratory will notify the testing organization of a non-negative test that shows the drug residues are in the student's system after using at least two different types of analyses. The Medical Review Officer (MRO) - a physician - of the testing organization will notify the student's parent/guardian of the results of a non-negative drug screen. The student or his/her parent/guardian may submit any documented prescription or explanation of a non-negative test result. The MRO will discuss any possible physical/medical history with parent/guardian. If such a condition/history exists, within the physician's guidelines, he will deem the drug screen negative. When no condition/history exists in the physician's guidelines, he will deem the drug screen positive. The results of the drug screen

will be given to the school district's designated confidential contact. The Principal or designee will notify the student and his or her parent/guardian of confirmed test results and any effects on student's eligibility status.

If the testing organization and MRO are unable to reach the parent/guardian after three documented attempts, the school district's designated confidential contact will be notified to have the parent/guardian call to speak with the Medical Review Officer to complete the verification of the non-negative drug screen.

2. In addition, the student or parent/guardian may request that the urine specimen be tested again by a certified laboratory at the parent/guardian cost. This request should be made within twenty-four (24) hours of the notification of the first positive test results to have the specimen tested. Riverside Hospital can request their certified laboratory to proceed with the second specimen test. The request must be made by the Medical Review Officer (MRO) to the testing laboratory upon request of the parent/guardian to the MRO. The family cannot directly contact the testing laboratories, as this would break the confidentiality of the specimen being tested. The testing organization will bill the family for the cost of the same specimen analysis. Should the test be confirmed as positive, and there is not a satisfactory explanation for the positive results, the student will be considered to be in violation of the Wilmington's Athletic/Activity Code. The student will be reinstated if the test is determined invalid.
3. If the test is verified "positive", the Principal or designee will inform the student and parents that the student has tested positive, school policy has been violated, and consequences will be implemented as stated in the Wilmington High School Athletic/Activity Code. The student and parent/guardian will be given the names of licensed substance abuse treatment programs.
4. A "follow-up" test will be required after the suspension period is served or after such an interval of time that the substance previously found would normally be eliminated from the body, whichever comes first. If this "follow-up" test is negative, the student will be allowed to resume extracurricular athletic activities. If a "positive" result is obtained from the "follow-up" test, or any later test, it will be considered a second violation. Second offense will mean suspension from all athletics for one calendar year from the date of the second offense.
5. Information on a verified "positive" test result will be shared on a need to know basis with the student's coach or sponsor. The results of "negative" tests will be kept confidential.
6. Drug testing results sheets will be available to the Principal or designee. Names will not be kept in open files or on any computer. Result sheets will be locked and secured in a location to which only the Principal or designee has access.
7. Should the certified lab determine the urine sample is a dilute specimen, the

student will be retested at the next test date. The student will remain eligible until the retest results are known.

Financial Responsibility

1. Under this policy, the School District will pay for all initial drug tests.
2. A request for another test of “positive” urine specimen is the financial responsibility of the student’s parent/guardian.
3. Counseling at a licensed substance abuse treatment program is the financial responsibility of the student’s parent/guardian.
4. All follow-up drug tests (e.g. self-referral) will be the financial responsibility of the student’s parent/guardian.

Testing Negative

The parents or guardians of the extracurricular athletic participant who tests negative, will be notified as soon as practical, of the district’s receipt of the information.

Testing Positive

If the test results are positive, the extracurricular athletic participant will be considered in violation of Wilmington High School’s Athletic/Activity Code. The student and parents will be notified as soon as practical. The consequences of this violation are outlined in the athletic code.

Enforcement

The provisions of the policy are considered an addition to all other rules and regulations governing student conduct and discipline in extracurricular athletic activities.

Expenses

Funding for this program will be by the Board of Education action.

LEGAL REF.: 105 ILCS 5/24/-24
Clements V. Board of Education of Decatur, 478 N.E.2d 1209
(Il. App. 4th Dist. 1985)
Todd v. Rush County Schools, 133 F.3d 984 (7th Cir., 1998)

CROSS REF.: 6:190, 7:190 (Student Discipline), 7:300

ADOPTED: