

ORANGE COUNTY DEPARTMENT OF EDUCATION  
Costa Mesa, California

SUPERINTENDENT'S POLICY

100-21

**Alcohol and Other Drugs**

The Orange County Department of Education believes that the use of alcohol or other drugs adversely affects a student's ability to achieve academic success, is physically and emotionally harmful, and has serious social and legal consequences. The Orange County Department of Education desires to keep Orange County Department of Education schools free of alcohol and other drugs in order to help prevent violence, promote school safety and create a well-disciplined environment conducive to learning.

The Superintendent or designee shall develop, implement and evaluate a comprehensive prevention and intervention program that is coordinated with other school and community-based services and programs. The Orange County Department of Education's program shall be research-based and designed to prevent or reduce alcohol or other drug use and the possession and distribution of illegal drugs. It may include primary prevention activities such as decision-making skills and conflict management, instruction, referral to a rehabilitation program, enforcement/discipline, activities that promote the involvement of parents/guardians and coordination with appropriate community agencies and organizations.

The Superintendent may determine performance measures that will be used to monitor and determine the effectiveness of the Orange County Department of Education's program in reducing drug and alcohol use. The Superintendent or designee may develop and implement an evaluation process that includes ongoing assessment and analysis of objective data regarding the incidence of drug and alcohol use among Orange County Department of Education students, including discipline problems, and the prevalence of risk factors.

The Superintendent or designee may consult with principals, teachers, other school personnel, students and parents/guardians when developing the Orange County Department of Education's program.

The Superintendent or designee shall clearly communicate to all students, staff and parents/guardians the Orange County Department of Education's policies, procedures and school rules related to the use of alcohol and other drugs on school campuses or at school activities. Information about program needs and goals shall be widely distributed in the community.

Staff should encourage students to participate as responsible partners in efforts to maintain a safe, constructive school climate.

The Orange County Department of Education encourages the establishment of site-level advisory groups to assist in promoting alcohol- and drug-free schools.

The Orange County Department of Education's drug education program may augment county drug education services, if any. Orange County Department of Education staff will take opportunities to cooperate with county and county office of education staff in planning and implementing collaborative alcohol and drug prevention programs.

#### *Instruction*

The Orange County Department of Education shall provide research-based preventative instruction which has been proven effective in helping students avoid the use of alcohol and other drugs.

All instruction and related materials shall consistently state that unlawful use of alcohol or other drugs is wrong and harmful. Instruction shall not include the concept of responsible use of drugs or alcohol when such use is illegal.

The Orange County Department of Education shall offer staff development activities for staff who implement the comprehensive drug and alcohol prevention and intervention program.

#### *Intervention, Referral and Student Assistance Programs*

School staff, students and parents/guardians shall be informed about early warning signs which may indicate alcohol and other drug use and about appropriate agencies offering intervention programs, counseling, referral and other student assistance programs.

The Orange County Department of Education strongly encourages any student who is using alcohol or drugs to discuss the matter with his/her parent/guardian or with any staff member. Students who disclose their use of alcohol or other drugs when seeking help from an intervention or recovery program shall not be disciplined for such use.

#### *Enforcement/Discipline*

The Superintendent or designee shall take appropriate action to eliminate possession, use or sale of alcohol and other drugs and related paraphernalia on school grounds or at school-sponsored activities.

Students possessing, using or selling alcohol or other drugs or related paraphernalia shall be subject to disciplinary procedures including but not limited to suspension or expulsion and/or referral to law enforcement in accordance with law and Orange County Department of Education policies and procedures. In addition, such students may be referred to an appropriate counseling program, transferred to an alternative placement, and/or be restricted from extracurricular activities, including athletics.

Legal Reference:  
EDUCATION CODE

44049 Known or suspected alcohol or drug abuse by student  
44645 In-service training anabolic steroids  
48900 Suspension or expulsion (grounds)  
48900.5 Suspension, limitation on imposition; exception  
48901 Smoking or use of tobacco prohibited  
48901.5 Prohibition of electronic signaling devices  
48902 Notification of law enforcement authorities; civil or criminal immunity  
48909 Narcotics or other hallucinogenic drugs  
48915 Expulsion; particular circumstances  
49602 Confidentiality of pupil information  
51202 Instruction in personal and public health and safety  
51203 Instruction on alcohol, narcotics and restricted dangerous drugs  
51210 Areas of study  
51220 Areas of study, grades 7 to 12  
51260-51269 Drug education  
60041 Instructional materials  
60110-60115 Instructional materials on alcohol and drug education  
BUSINESS AND PROFESSIONS CODE  
25608 Alcohol on school property; use in connection with instruction  
HEALTH AND SAFETY CODE  
11032 Narcotics, restricted dangerous drugs and marijuana  
11053-11058 Standards and schedules  
11353.6 Juvenile Drug Trafficking and Schoolyard Act  
11357 Unauthorized possession of marijuana; possession in school or on school grounds  
11361.5 Destruction of arrest or conviction records  
11372.7 Drug program fund; uses  
11802 Joint school-community alcohol abuse primary education and prevention program  
11965-11969 The School-Community Primary Prevention Program  
11998-11998.3 Drug and Alcohol Abuse Master Plans  
11999-11999.3 Alcohol and drug program funding; no unlawful use  
124175-124200 Adolescent family life program  
PENAL CODE  
13860-13864 Suppression of drug abuse in schools  
VEHICLE CODE  
13202.5 Drug and alcohol related offenses by person under age of 21, but aged 13 or over;  
WELFARE AND INSTITUTIONS CODE  
828 Disclosure of information re minors  
828.1 Disclosure of criminal records; protection of vulnerable staff & students  
UNITED STATES CODE, TITLE 20  
5812 National education goals  
7101-7184 Safe and Drug-Free Schools and Communities Act