

MISCONDUCT POLICY

The following acts shall be considered misconduct while at Parklane Academy, at a Parklane Academy sponsored activity, or while traveling to or from school or a school event, athletic or otherwise, while in or on school transportation, and may result in any of the following actions, or a combination thereof by the Administration: Exclusion from Extracurricular Activities, Suspension, Expulsion, Payment for Property Damages and/or Criminal Prosecution. Other punishment may be considered by Administration, including, but not limited to Saturday Work Detention.

1. Theft or misappropriation of, or damage to school property.
2. Theft or misappropriation of, or damage to property of others.
3. Violation of the Uniform Controlled Substances Law codified at Section 41-29-101, *et seq*, of the Mississippi Code Annotated of 1972 (as amended). *
4. Use, possession, distribution or sale of any tobacco product, including, but not limited to electronic cigarettes or other vaping product. *
5. Use, possession, distribution or sale of any alcoholic beverage or product.
6. Use of profane, violent, or threatening language, spoken, written or electronically delivered to others.
7. Fighting or other violent, abusive or threatening conduct toward others.
8. Videotaping or photographing yourself or others without expressed permission from the Administration.
9. Gambling or any form of gaming or sports betting.
10. Possession of a firearm or weapon of any kind. Toy or plastic weapons are considered a weapon.
11. Possession of pornographic material.

The foregoing descriptions of conduct is NOT to be considered all inclusive when determining discipline for a given infraction. The list is cited as examples of conduct that will not be tolerated while you are enrolled as a student at Parklane Academy.

*Parklane has a **DRUG TESTING POLICY** which should be read and considered together with any offense which involves alcohol, tobacco, vaping product or any controlled substance.

**DRUG TESTING POLICY OF
PIKE SCHOOL CORPORATION
d/b/a Parklane Academy**

For the purposes of this policy, “student” refers to any student in grades 7-12 enrolled in Parklane Academy (sometimes referred to as “Parklane” or “the Academy”).

Students and parents/legal guardians will be made aware of the drug screening process, the steps and consequences if and when a student tests positive, and required to sign documents agreeing to submit to drug testing/screening in accordance with procedures in place at the Academy from time to time. It is important to maintain accuracy and confidentiality of the test results, including maintenance of a documented chain of specimen custody to insure the identity and integrity of the sample through the collection and testing process.

PURPOSE.

The purpose of the Drug Screening Policy is to aid and assist students. It is not intended to unduly interfere with student’s private life or to bring hardship, but rather to protect the student’s well-being and threat of or to others enrolled at Parklane. Specific goals of the program are as follows:

1. To reassure students, parents and the community that the health and academic progress of each of Parklane’s students is a primary goal of the Academy.
2. To develop a drug-free environment and produce students who can serve as role models to influence peers to lead healthy and responsible lives.
3. To prevent drug use and abuse by students at Parklane Academy.
4. To identify any student who may be using or abusing drugs and to determine the identity of the drug or drugs.
5. To educate any student who may be using or abusing drugs as to the possible physical and mental effects drug use may have, and its possible adverse effects, both short and long term.
6. To provide opportunities for treatment and counseling rehabilitation for any student who is determined to be using or abusing drugs.
7. To provide reasonable safeguards to help insure that every student in Parklane Academy is physically and mentally competent to attend Parklane.
8. To remove the stigma of drug use and abuse from those students who do not use or abuse drugs.

**PIKE SCHOOL CORPORATION,
d/b/a Parklane Academy
DRUG SCREENING PROCEDURES**

Pike School Corporation, d/b/a Parklane Academy (sometimes referred to as “Parklane” or “the Academy”), strongly believes that the use and abuse of drugs (excluding those prescribed by a physician to treat specific medical problems) can:

1. Be detrimental to the physical and mental health of students;

2. Seriously interfere with the academic, social and competitive performance of the students;
3. Be extremely dangerous to the student population; and,
4. Create an unfair and damaging stigma for those students who do not use and abuse drugs.

Because of the genuine concern for each student at Parklane Academy, as well as the obligation to assure that Parklane is operated in the best interest of all students, Parklane Academy has a program of drug education, testing and counseling/rehabilitation to assist and benefit all students.

Random drug screening is required for all students. Students and parent(s)/legal guardian(s) are required to sign a student consent/release before enrolling at the Academy. A student will be subject to disciplinary measures as set forth herein when he/she tests positive for controlled substances or adulterants (i.e. tobacco/nicotine in a vaping device), substitutes the specimen, refuses to submit to a test, fails to cooperate at any stage of drug screening or testing, or refuses to execute any required consent/release form.

The drug screening program shall be implemented in accordance with the established policy by the Administration with the advice and assistance of representatives from the medical profession. The contracting testing laboratory shall be approved by Parklane Academy and drug testing will be conducted according to recognized standards and procedures.

PROCEDURES FOR TESTING.

Quality control and confidentiality shall be assured as follows:

1. The contracting laboratory shall be responsible for collection and labeling of any sample.
2. Labels that include each student's testing number shall be used to identify samples.
3. The student's initials listed adjacent to the student's testing number shall indicate that the number is correct and matches the number affixed to the specimen bottle.
4. Specimen bottles and packaging provided by the contracting laboratory shall be utilized to properly obtain and transport samples.
5. Samples shall be analyzed for one or more of the substances specified in Parklane Academy's Drug Screening Policy by the contracted agency selected to perform the laboratory work.
6. The Administration shall assure that the drug screen policy is implemented on a fair and consistent basis for all students in Parklane Academy.
7. Required drug counseling shall be conducted by an approved agency at the student's expense.
8. The contracting laboratory shall designate a collection site where individuals may provide specimens.

SUBSTANCES TO BE SCREENED.

Students will be subject to drug screening to test for any controlled substance identified in Sections 41-29-113, 115, 117, 119, and 121 of the Mississippi Code Annotated of 1972 (as amended), the possession, use and/or sale of which is expressly prohibited. Those code provisions are incorporated herein by reference. Copies of these statutes may be obtained from the Administrator.

As contents of an electronic smoking device may not be determined through causal observation or easily tested to determine if its contents are tobacco or a more dangerous controlled substance, students in possession of electronic smoking devices or components thereof will be considered under suspicion of being under the influence of a controlled substance, as would any student in possession of anything that could be considered drug paraphernalia. Therefore, appropriate measures will be taken to drug test any such student in accordance with this policy, as well as any electronic smoking device in the student's possession or control. Such testing shall be conducted at the student's expense.

DRUG SCREENING.

Drug screening shall consist of the collection of a test sample from the student by a contracting laboratory. Each specimen shall be analyzed for the presence of drugs identified previously in this document by the contracting laboratory, which shall be approved by Parklane Academy.

The laboratory shall report all results to the Parklane Administrator. The Administrator will be responsible for reviewing the test results and confirming that the individuals testing positive have used substances proscribed by this policy, adulterated the specimen, or substituted a specimen in violation of the policy. Prior to making a final decision, the Administrator may, at his discretion, provide the student an opportunity to discuss the positive test result.

The Administrator shall promptly schedule a conference between the student and the parent(s)/legal guardian(s) to discuss any positive test result.

For purposes of this policy, a positive result shall mean a test result which indicates the presence of one or more of the proscribed substances in the student's test sample, an adulterated specimen, or a substituted specimen. Refusal to provide a specimen will be considered a positive test. The student and his/her parent(s)/legal guardian(s) shall be notified when a student tests positive.

Random testing will be performed throughout the year for the proscribed substances.

REQUEST FOR RETEST SPECIMEN.

A student may request a retest of the specimen within twenty four (24) hours of notification of a positive result. Such request will be submitted to the Administrator. The student will be required to pay the cost for the retest in advance.

RELEASE OF TEST RESULTS.

All information, interviews, reports, statements, memoranda, and test results, written or otherwise, received by Parklane through its drug screening are confidential communications and may not be used or received in evidence, obtained in Court discovery, or disclosed in any public or private proceeding except the following:

- (a) As directed by the specific, written consent of the student authorizing release of the information to an identified person;
- (b) To the school administrator;
- (c) To the student's parent(s)/legal guardian(s); or,
- (d) In response to a court order or subpoena.

EFFECTS OF POSITIVE RESULTS.

A. First Positive.

When the first positive result is verified and confirmed, the Parklane Administrator will notify the student's parent(s)/legal guardian(s). The student may be suspended by the Administrator and may be required to enroll in an Academy approved drug counseling program at the student's expense. Subject to successful completion of the drug counseling program, the student may reapply for admission to the Academy.

B. Retesting After First Positive.

The student will be retested after completing the required counseling period. A second positive test/retest will precipitate expulsion for the remainder of the school year.

APPEAL PROCESS.

A student may appeal any decision to the Parklane Academy Board of Directors with three (3) business days. The student shall have the right to have an attorney or other person present, at the student's own expense, and the right to question witnesses.

MISCELLANEOUS PROVISIONS.

If any portion of this Drug Testing Policy shall be found by a court of competent jurisdiction to be unconstitutional or illegal, the remainder of the policy shall not be affected, and shall remain in full force and effect.