

SUBSTANCE- FREE WORKPLACE

The board expects the school district and its employees to remain substance free. No employee shall unlawfully manufacture, distribute, possess, use, or be under the influence of in the workplace any narcotic drug, hallucinogenic drug, amphetamine, barbiturate, marijuana or any other controlled substance or alcoholic beverage as defined by federal or state law. “Workplace” includes school district premises or school district vehicles.

“Workplace” also includes nonschool property if the employee is at any school-sponsored, school-approved, or school-related activity, event or function, such as field trips or athletic events where students are under the control of the school district or where the employee is engaged in school business.

If an employee is convicted of a violation of any criminal drug offense committed in the workplace, the employee shall notify the employee’s supervisor of the conviction within five days of the conviction.

The superintendent will make the determination whether to require the employee to undergo abuse treatment or to discipline the employee. An employee who violates the terms of this policy may be subject to discipline up to and including termination. [An employee who violates this policy may be required to successfully participate in a substance abuse program approved by the board.] If the employee fails to successfully participate in a program, the employee may be subject to discipline up to and including termination.

The superintendent shall be responsible for publication and dissemination of this policy to each employee. In addition, the superintendent shall oversee the establishment of a substance-free awareness program to educate employees about the dangers of substance abuse and notify them of available substance abuse treatment programs.

It is the responsibility of the superintendent to develop administrative regulations to implement this policy. This policy and related administrative regulations shall have a biennial review to determine effectiveness, implement needed change and ensure that the sanctions are consistently enforced.

Information about resources for a substance-free awareness program and related services may be obtained from the school district’s employee assistance program, the Department of Education at (402) 471-1925 or Department of Health and Human Services, Alcoholism, Drug Abuse, and Addiction Services at (402) 471-2306.

**Legal Reference: 49 U.S.C. 5331 et seq. (1994)
42 U.S.C. 12101 (1994)
41 U.S.C. 701-707 (1996)**

49 C.F.R. Pt. 40; 382; 391.81-123 (1994)

34 C.F.R. Pt. 85 (1996)

Cross Reference: 410.02 Certified Employee Personal Illness Leave

415.02 Support Staff Personal Illness Leave

Adopted: December 13, 2010