

REGULATION

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**DRUGS, ALCOHOL AND TOBACCO**  
**Extracurricular Activities and Athletic Programs**

DEFINITION OF EXTRACURRICULAR ACTIVITIES

Minor Violations

- Athletics, Band, Clubs are the functions included in the term "extracurricular activities".

Major Violations

- Athletics, Band, Clubs, Dances, Prom, Senior Class Trip, Baccalaureate Ceremony and Graduation Ceremony are the functions included in the term "extracurricular activities".

REPORTING AN INCIDENT

- A police report will suffice as the reporting of an incident that may violate Board Policy 5131.61. The liaison officer for the Pennsville Police Department will assume this responsibility and keep school officials informed.
- Faculty, support staff and private citizens may also report an incident using the Honor Code Incident Report form (attached). Once a completed form is received, the Building Principal will inform the Superintendent that a situation has been reported.

NOTIFICATIONS AND DUE PROCESS

- The Building Principal must notify the student, the Superintendent, the Assistant Principal and the Athletic Director of the allegation(s) that have filed and/or reported. The student's parent(s)/guardian(s) will also be notified when the student is under the age of 18 and is not emancipated.
- The student is to be interviewed when notified, and asked in what activities he or she is currently engaged. These coaches and/or advisors are to be informed of the action filed.

INVESTIGATION

- The situation will be investigated by the Building Principal, Assistant Principal, Athletic Director and/or all other relevant personnel both within and outside of the school (where necessary and appropriate).

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- During the course of the investigation, the student will be suspended from participation in any activities.
- The Superintendent will be advised as to the findings of the investigation.

**DETERMINATION**

- A student will be found to be “innocent” of the reported allegation by either a court decision or the decision of an investigating body.
- When the student is found to be innocent of all allegations related to the Honor Code, he or she will be immediately reinstated in all activities. There will be no penalty imposed for responsibilities missed during the suspension.

**MINOR VIOLATIONS:**

- **FIRST MINOR OFFENSE:** Student will be suspended from the extracurricular activity and/or club activities for **ten (10) school days**. Suspension will be carried into the next school. During the suspension, the student must practice with the team, but will not be permitted to participate in either interscholastic games or competitions. The student must continue to meet the organization’s standards of conduct for participation. During the suspension, a student in a Club may continue to participate in regular Club meetings, but is not permitted to participate in any activities beyond those meetings.
- **SECOND/SUBSEQUENT MINOR OFFENSES:** Becomes major violation (see major violation below). Two minor violations are considered one major offense.

**MAJOR VIOLATIONS:**

- **FIRST MAJOR OFFENSE:** Student will be suspended from the extracurricular activity and/or club activities for **45 school days**. The suspension will be carried into the next school year, if applicable. During the suspension, the student must practice with the team, but will not be permitted to participate in any interscholastic games or competitions. The student must continue to meet the organization’s standards of conduct for participation. A student in a Club may participate in regular Club meetings, but is not permitted to participate in any activities beyond those meetings. Student must participate in counseling (i.e. SODAT) and prescribed number of hours of community service as determined by the faculty council (Principal, Assistant Principal, Coach, Advisor (s)).
- **SECOND/SUBSEQUENT MAJOR OFFENSES:** Student will be suspended from the extracurricular activity and/or club activities from forty-six (46) school days to termination as determined by faculty council. The suspension time will be carried into the next school year if applicable. During the suspension, the student must

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practice with the team, but will not be permitted to participate in any interscholastic games or competitions. The student must continue to meet organization's standards of conduct for participation. During the suspension, a student in a Club may participate in regular Club meetings, but is not permitted to participate in any activities beyond those meetings. Student must participate in counseling (i.e. SODAT) and prescribed number of hours of community service as determined by the faculty council (Principal, Assistant Principal, Coach, Advisor (s)).

- One major violation and two minor violations are considered two major offenses.

**Note: This regulation is an extension of Drug and Alcohol Policy 5131.6. All of the above outlined consequences for major and minor offenses are in addition to any disciplinary action imposed by the Administration under Board Policy 5131.6 or any other applicable Board Policies.**

**METHODS OF NOTIFICATION OF HONOR CODE FOR ATHLETICS AND EXTRACURRICULAR ACTIVITIES:**

- Mail to parents, place in student packets, team visits by Building Principal and Athletic Director, Web Site, signing the student planner, parents seasonal Meet the Coach.

**APPEALS**

- Using the student grievance procedure outlined in the handbook, students and their parents may initiate an appeal.

Dated: May 14, 2001  
Revised: October 26, 2009

**Legal References**

N.J.S.A. 2A:62A-4	Reports by educational personnel on dependency upon or illegal use of controlled dangerous substances or use of intoxicating vapor releasing chemicals; immunity from liability
N.J.S.A. 2A:170-25.9	Definitions
N.J.S.A. 2C:29-3a	Hindering apprehension or prosecution
N.J.S.A. 2C:33-15	Possession or consumption of alcoholic beverage by person under legal age, penalty
N.J.S.A. 2C:33-16	Alcoholic beverages; bringing or possession on school property by person of legal age; penalty
N.J.S.A. 2C:33-17	Offer or service of alcoholic beverage to underage person; disorderly persons;

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N.J.S.A. 2C:33-19	exceptions
N.J.S.A. 2C:35-1 <i>et seq.</i>	Paging devices, possession by students New Jersey Comprehensive Drug Reform Act of 1987
<u>See particularly:</u> N.J.S.A. 2C:35-7, -10, and 10.4	
N.J.S.A. 2C:35-11	Imitation Controlled Dangerous Substance; Distribution, Possession, Manufacture, etc.. Drug Paraphernalia
N.J.S.A. 2C:36-1 <i>et seq.</i>	Abuse abandonment, cruelty, and neglect of child; what constitutes
N.J.S.A. 9:6-1 <i>et seq.</i>	Consent by minor to medical care or treatment; venereal disease, sexual assault or drug use or dependency; notice and report of treatment; confidentiality
N.J.S.A. 9:17A-4	Authority over pupils Student locker or other storage facility; inspections; notice to pupils
N.J.S.A. 18A:25-2	Submission of pupils to authority
N.J.S.A. 18A:36-19.2	
N.J.S.A. 18A:37-1	Causes for suspension or expulsion of pupils Attendance required of children between six and sixteen, exceptions
N.J.S.A. 18A:37-2	Violation of article by parents or guardian, penalties
N.J.S.A. 18A:38-25	
N.J.S.A. 18A:38-31	
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N.J.S.A. 18A:40A-1 <i>et seq.</i>	Substance abuse
<u>See particularly:</u> N.J.S.A. 18A:40A-1, -2, -3, -4, -5, -9 to -25	
N.J.S.A. 24:21-2	Definitions (New Jersey controlled dangerous substances)
N.J.S.A. 26:3D-55 <i>et seq.</i>	New Jersey Smoke-Free Air Act
P.L. 2005, c. 209	Random student drug testing
N.J.A.C. 6A:8-3.1	Curriculum and instruction
N.J.A.C. 6A:9-13.2	Substance awareness coordinator
N.J.A.C. 6A:14-2.8	Discipline/suspension/expulsion
N.J.A.C. 6A:16-1.1 <i>et seq.</i>	Programs to Support Student Development
<u>See particularly:</u> N.J.A.C. 6A:16-1.3, 1.4, 1.5, 2.2, 3.1, 4.1, 4.2, 4.3, 6.1 through 6.5, 7.1 through 7.7, 8.1 through 8.3	
N.J.A.C. 6A:32-13.1 <i>et seq.</i>	Pupil Behavior

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Drug Free Workplace Act of 1988 Enacted November, 1988 (Pub. L. 100-690, Title V, Subtitle D) 102 Stat. 4305-4308

Regulations Under Drug Free Workplace Act, C.F.R. 4946 (1/31/89)

42 CFR Part 2 – Confidentiality of alcohol and drug abuse patient records

F.G. v. Bd. of Ed. of Hamilton, 1982 S.L.D. 382

G.L.H. v. Bd. of Ed. of Hopewell Valley Regional School District, et al., 1987 S.L.D. April 20, aff'd St. Bd. 1987 S.L.D. Sept. 2

State in the Interest of T.L.O. 94 N.J. 331 (1983), Rev'd, 469 U.S. 325 (1985)

State of New Jersey v. Jeffrey Engerud, 93 N.J. 308 (1983)

Honig v. Doe 484 U.S. 305 (1988)

Vernonia School District v. Acton, 515 U.S. 646 (1995)

In the Matter of the Tenure Hearing of Graceffo, 2000 S.L.D. (September 2002)

Board of Education of Independent School District No. 92 of Pottawatomie County et al. v. Earls et al., 536 U.S. 822 (2002)

No Child Left Behind Act of 2001, Pub. L. 107-110, 20 U.S.C.A. 6301 et seq.

Manual for the Evaluation of Local School Districts

The New Jersey School Search Policy Manual, New Jersey Attorney General (1998)

A Uniform State Memorandum of Agreement Between Education and Law

Enforcement Officials (2007 Revisions)

New Jersey State Interscholastic Athletic Association Handbook, Procedure-Alcoholic Beverages/Illegal Substances at Interscholastic Events

New Jersey State Interscholastic Athletic Association Steroid Testing Policy

### Possible Cross References:

1330	Use of school facilities
1410	Local units
4131.1	Inservice education/visitations/conferences
4231.1	Inservice education/visitations/conferences
5114	Suspension and expulsion
5124	Reporting to parents/guardians
5125	Pupil records
5131	Conduct/discipline
5131.5	Vandalism/Violence
5131.6	Drugs Alcohol, Tobacco (Substance Abuse)
5131.7	Weapons and dangerous instruments
5141	Health
5141.3	Health examinations and immunizations
5141.21	Administering medication
5142	Pupil Safety
5145.11	Questioning and Apprehension
5145.12	Search and seizure
6145.1/6145.2	Intramural competition; interscholastic competition
6145.7	Social events/meetings

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6154	Homework/makeup work
6172	Alternative educational programs
6173	Home instruction

**HONOR CODE INCIDENT REPORT**

Student Involved \_\_\_\_\_

Date of Incident \_\_\_\_\_

Time of Incident \_\_\_\_\_

Location of Incident \_\_\_\_\_

Date and Time Reported to School Officials

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Please describe the incident:

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Did you witness the incident? If so, please describe your role in witnessing the Incident

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If you did not witness the incident, how did you come to learn of it?

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I swear that the above information is true to the best of my knowledge.

Your Name \_\_\_\_\_

Signature \_\_\_\_\_