

## DRUG FREE WORKPLACE

NEPN/NSBA Code: GBEC

The school board recognizes that alcoholism and drug dependency are treatable diseases. Left untreated, they may result in serious personal and family problems. At the same time, the board is also seriously concerned about the effects of alcohol and drug dependency upon an employee's job performance and ability to serve as a role model for our students. The School Committee recognizes that tobacco is an addictive drug. Refer to policy ADC — Tobacco Free Schools.

The board believes strongly that all employees and students should be able to work and learn in an environment free from alcohol and drug abuse. Accordingly, the Fayette School Department expects all employees to report for work and to perform their duties in a manner which does not jeopardize the health, safety and well-being of co-workers and students.

No employee shall distribute, dispense, possess, use or be under the influence of any alcoholic beverage, malt beverage or fortified wine or other intoxicating liquor. Nor shall an employee unlawfully manufacture, distribute, dispense, possess, use or be under the influence of any narcotic drug, hallucinogenic drug, amphetamine, barbiturate, marijuana, anabolic steroid or any other controlled substance, unless under a physician's care (as defined in schedules I through V of section 202 of the federal Controlled Substance Act [21 U.S.C., sec. 812]; by regulation at 21 C.F.R., 1300.11 through 1300.15; and in Title 17-A MRSA, section 1101). This applies before, during and after school hours, at school or in any other school system location, defined as follows:

"School system location" means in any school building or on any school premises; in any school-owned vehicle or in any other school-approved vehicle used to transport students to and from school or school activities; off school property at any school-sponsored or school-approved activity, event or function, such as a field trip or athletic event, where students are under the jurisdiction of the school unit; or during any period of time such employee is supervising students on behalf of the school system or otherwise engaged in school unit business.

Any employee who suspects that s/he may have an alcohol or drug dependency problem is strongly encouraged to contact his/her supervisor to seek voluntary diagnosis and treatment. The employee will be provided confidential referral services to an outside agency upon request and assisted in determining the extent to which insurance coverage to help pay for such services is available. All voluntary referrals shall be kept confidential.

Any illegal use, possession, furnishing, selling or provision of assistance in obtaining alcoholic beverages or scheduled drugs not covered by the preceding paragraph may, depending upon the circumstances, constitute sufficient grounds for discipline, up to and including dismissal. Referrals under foregoing paragraphs of this policy will not preclude disciplinary action under this paragraph, depending on the circumstances.

As provided in the Drug-Free Workplace Act of 1988, any employee is required to notify the Fayette School Department of a criminal or civil conviction for a drug violation occurring in the workplace no later than five calendar days after such conviction. In turn, the superintendent, within 10 calendar days of learning of such a conviction, is to give written notification to the U. S. Department of Education and to any other federal agency from which the unit receives grant funds.

*Appropriate personnel sanctions* (be specific) shall be taken against any employee who violates the terms of the Fayette School Department's drug and alcohol policy, up to and including termination.

Legal Reference: CONTROLLED SUBSTANCES ACT (21 U. S. C., SEC. 812)  
SCHED. I-V, SEC. 202  
21 C.F.R. 1300.11-1300.15  
TITLE 17-A MRSA, SEC. 1101  
FED. - P. L. 101-226  
Title 22 - 1578B Tobacco Use in Elementary and Secondary Schools

Cross Reference: JICH - DRUG AND ALCOHOL USE BY STUDENTS  
ADC - TOBACCO-FREE SCHOOLS  
GBED - STAFF NO SMOKING/SMOKING

Adopted: 11-16-95  
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