It is the responsibility of the Board of Education to safeguard the health, character, citizenship, and personality development of the students in its schools. The Board of Education recognizes that the misuse of drugs, alcohol, steroids, and tobacco threatens the positive development of students and the welfare of the entire school community. We, therefore, must maintain that the use of drugs, alcohol, steroids, and tobacco and the unlawful possession of these substances is wrong and harmful. The Board of Education is committed to utilizing wellness strategies that encourage the prevention, intervention, and cessation of drug, alcohol, steroid, and tobacco abuse.

The Board of Education recognizes that tobacco is a gateway drug and highly addictive and that the use of tobacco products is a health, safety, and environmental hazard for students, employees, visitors, and school facilities. The Board believes that the use of tobacco products on school grounds, in school buildings and facilities, on school property or at school-related or school-sponsored events is detrimental to the health and safety of students, faculty/staff and visitors. The Board acknowledges that adult employees and visitors serve as role models for students. The Board recognizes that it has an obligation to promote positive role models in schools and to promote a healthy learning and working environment, free from unwanted smoke and tobacco use for the students, employees, and visitors on the school campus. Finally, the Board recognizes that it has a legal authority and obligation pursuant to P.L. 2005, Chapter 383 New Jersey Smoke-Free Air Act as well as the federal Pro-Children’s Act, Title X of Public Law 103-227 and the No Child Left Behind Act, Part C, Environmental Smoke, Section 4303.

Drugs, Alcohol, Steroids

A. Students

For the purpose of this policy, “drugs” includes all controlled dangerous substances set forth in N.J.S.A. 24:21-1 et seg. and all chemicals that release toxic vapors set forth in N.J.S.A. 2C:35-10.4 et seg.

The Board of Education prohibits the use, possession and/or distribution of any drug, alcohol, or steroids on school premises, and at any event away from the school provided by the Board. Compliance with a drug-free standard of conduct at all school functions is mandatory for all students. Pupils suspected of being under the influence of drugs, alcohol, or steroids will be identified, evaluated, and reported in accordance with the law. Assessment will be provided by individuals who are certified by the New Jersey State Board of Examiners as student assistance coordinators or by individuals who are appropriately certified by the New Jersey Board of Examiners and trained in alcohol and other drug abuse prevention.

1. A pupil who uses, possesses, or distributes drugs, alcohol, or steroids on school premises or while attending a school-sponsored activity will be subject to discipline that may include suspension or expulsion, and may be reported to appropriate law enforcement personnel. Pupils suspected of involvement with alcohol, drugs or steroids away from school premises will be advised of appropriate treatment and remediation (N.J.S.A. 18A:40A-10). Treatment services for students who are affected by alcohol or other drug use will be provided by individuals who are
certified as student assistance coordinators or who are otherwise appropriately trained in drug and alcohol prevention, intervention, and follow-up. Treatment will not be at the Board’s expense.

2. The Board directs the establishment of a program designed to provide short-term counseling and support services for pupils who are in care or returning from care for alcohol and other drug dependencies. Pursuant to N.J.S.A. 18A:40A-16 the district shall establish a parent/guardian substance abuse program offered at times and places convenient to the parents/guardians of the district on school premises or other facilities.

Law Enforcement for Drugs and Alcohol

1. Enforcement of Drug-Free School Zones

The Board of Education recognizes its responsibility to ensure continuing cooperation between school staff and law enforcement authorities in all matters relating to the use, possession, and distribution of controlled dangerous substances and drug paraphernalia on school property. The Board further recognizes its responsibility to cooperate with law enforcement authorities in planning and conducting law enforcement activities and operations on school property. The Board shall, therefore, establish a formal Memorandum of Agreement with the appropriate law enforcement authorities and set forth the following policies and procedures after consultation with the county prosecutor and approval by the executive county superintendent of schools. The Memorandum of Agreement shall be consistent with the Uniform State Memorandum of Agreement Between Education and Law Enforcement Officials.

2. Law Enforcement Liaison

In order to ensure that such cooperation continues, the Board directs the chief school administrator to designate a school district liaison(s) to law enforcement agencies and to prescribe the roles and responsibilities of the school liaison(s). Such assignment shall be in accordance with the district’s collective bargaining agreement, if applicable.

3. Undercover Operations

The Board hereby recognizes that the chief school administrator may request that law enforcement authorities conduct an undercover operation in the school if he/she has reason to believe that drug use and/or drug trafficking is occurring in the school and that a less intrusive means of law enforcement intervention would be ineffective. The Board hereby authorizes the chief school administrator to request such intervention under these circumstances. The Board recognizes that the chief school administrator is not permitted to ask the Board’s approval for his/her action and is not permitted to discuss any aspect of the undercover operation until authorized to do so by law enforcement authorities.

The Board recognizes that law enforcement authorities may contact the chief school administrator to request that an undercover operation be established in a district school. The Board recognizes that the chief school administrator is prohibited from discussing the request with the Board. The Board hereby authorizes the chief school administrator to act upon any such request in the manner that he/she determines is in conformity with the law and the Attorney General's Executive Directive 1988-1 and that is in the best interests of the students and the school district.
The Board directs the chief school administrator and school principal to cooperate with law enforcement authorities in the planning and conduct of undercover school operations. The chief school administrator, principal, or any other school staff or district board member who may have been informed about the undercover operation is required to immediately communicate information to the county prosecutor or designee if the integrity of the undercover school operation has been compromised in any way.

At the completion of an undercover operation in a school, and with the consent of the appropriate law enforcement authority, the chief school administrator shall report to the Board regarding the nature of the operation, the result of the operation, and any serious problems encountered during the operation.

4. Summoning Law Enforcement Authorities onto School Property for the Purpose of Conducting Investigations, Searches, Seizures, and Arrests

Any school employee who has reason to believe a student(s) or a staff member(s) is using or distributing controlled dangerous substances, including anabolic steroids, or drug paraphernalia on school premises shall bring that information to the school principal who, in turn, shall report same to the chief school administrator. The chief school administrator shall immediately report that information to the appropriate law enforcement agency. If, after consultation with the law enforcement official, it is determined that further investigation is necessary, the chief school administrator will cooperate with the law enforcement authorities in accordance with the law and administrative code. He/she will provide the officials with a room in an area away from the general student population in which to conduct their law enforcement duties. If law enforcement officials do not choose to investigate the incident, the chief school administrator may continue the investigation to determine if any school rules have been broken and whether any school discipline is appropriate.

If an arrest is necessary, and no exigent circumstances exist, the chief school administrator and staff will cooperate with the law enforcement officials and provide them access to the office of a school administrator or some other area away from the general student population. Every effort shall be made to enable law enforcement personnel to carry out the arrest in a manner that is least disruptive to the educational environment. The chief school administrator or the principal shall immediately notify the student's parent/guardian whenever a pupil is arrested for violating any laws prohibiting the possession, use, sale, or distribution of any controlled substance or drug paraphernalia.

Whenever the police have been summoned to a school building by the chief school administrator, the chief school administrator shall report the reason the police were summoned and any pertinent information to the Board at its next regular meeting. If confidentiality is required, the report shall be made in executive session.

5. Student Searches and Securing Physical Evidence

The principal or his/her designee may conduct a search of a student's person or belongings if the search is necessary to maintain discipline and order in the school, and the school official has a reasonable suspicion that the student is concealing contraband. All searches and seizures conducted by designated school staff shall comply with the standards prescribed by the United States Supreme Court in State in re T.L.O., 94 N.J. 331 (1983), reversed on other grounds, New Jersey v. T.L.O., 569 U.S. 325 (1985) and the New Jersey School Search Policy Manual.
If, as a result of the search, a controlled dangerous substance or drug paraphernalia is found, or if a controlled dangerous substance or drug paraphernalia is by any means found on school property, the individual discovering the item or substance shall immediately notify the building principal; the principal shall immediately notify the chief school administrator who shall immediately, in turn, notify the appropriate law enforcement agency. The principal shall ensure that the controlled or dangerous substance and/or drug paraphernalia is labeled and secured in a locked cabinet or desk until law enforcement officials pick it up. The principal shall then contact the student's parents/guardians to inform them of the occurrence.

Whenever law enforcement officials have been called into the school, and a search of a student's person or belongings is necessary, or an interrogation is to be conducted, the chief school administrator shall request that the law enforcement officials conduct the search, seizure, or interrogation.

6. Police Presence at Extracurricular Activities

The chief school administrator is hereby authorized to contact the appropriate law enforcement agency and arrange for the presence of an officer(s) in the event of an emergency or when the chief school administrator believes that uniformed police presence is necessary to deter illegal drug use or trafficking or to maintain order or crowd or traffic control at a school function.

7. Resolving Disputes Concerning Law Enforcement Activities

The Board authorizes the chief school administrator to contact the chief executive officer of the law enforcement agency involved with any dispute or objection to any proposed or ongoing law enforcement operation or activity on school property. If for any reason the dispute or objection is not satisfactorily resolved with the chief executive officer of the agency, the chief school administrator shall work in conjunction with the county prosecutor and, where appropriate, the division of criminal justice to take appropriate steps to resolve the matter. Any dispute that cannot be resolved at the county level shall be reported to the Board and shall be resolved by the attorney general whose decision will be binding.

8. Confidentiality of Pupil Involvement in Intervention and Treatment Programs

Nothing in this policy shall be construed in any way to authorize or require the transmittal of any information or records that are in the possession of a substance-abuse counseling or treatment program including, but not limited to, the school district's own substance abuse programs. All information concerning a pupil's or staff member's involvement in a school intervention or treatment program shall be kept confidential. See 42 CFR 2 and N.J.A.C. 6A:16-6.5.

Tobacco

Tobacco use is now recognized as a chronic disease and public health hazard. Tobacco use is associated with conditions such as heart disease, emphysema, asthma, high blood pressure, diabetes, and many other chronic diseases. The most effective strategy for discouraging tobacco use by young people is a wellness strategy that supports prevention, intervention, and cessation.
A. Tobacco Use and Possession

1. No student, faculty/staff member or school visitor is permitted to use any tobacco product or electronic smoking device:
   a. In any building, facility, or vehicle owned, leased, rented or chartered by the district;
   b. On any school grounds and property—including athletic fields and parking lots—owned, leased, rented, utilized (e.g., adjacent parking lots) or chartered by the Board of Education;
   c. At any school-sponsored or school-related event on-campus or off-campus (e.g., field trips, proms, sporting events off campus, etc).

2. In addition, school district employees, school volunteers, contractors or other persons performing services on behalf of the school district (e.g., bus drivers) also are prohibited from using tobacco products at any time while on duty in accordance with their contracts or in the presence of students, either on or off school grounds.

3. Further, no student is permitted to possess a tobacco product while in any school building, while on school grounds or property or at any school-sponsored or school-related event, or at any other time that students are under the authority of school personnel.

B. Definition of Tobacco Products, Tobacco Use, and Electronic Smoking Device

For the purposes of this policy:

1. “Tobacco product” is defined to include but is not limited to cigarettes, cigars, blunts, bidis, pipes, chewing tobacco and all other forms of smokeless tobacco, rolling papers and any other items containing or reasonably resembling tobacco or tobacco products (excluding quit products);
2. “Tobacco use” includes smoking, chewing, dipping, or any other use of tobacco products;
3. “Electronic smoking device” means an electronic device that can be used to deliver nicotine or other substances to the person inhaling from the device, including, but not limited to, an electronic cigarette, cigar, cigarillo, or pipe.

C. Signage

Signs will be posted in a manner and location that adequately notify students, faculty/staff and visitors about the Comprehensive Tobacco-Free School Policy.

D. Compliance for Students

In recognition that tobacco use is a public health issue and that tobacco is a gateway drug and highly addictive, the Board of Education recognizes that intervention rather than punishment is the most effective way to address violations of this policy. Students who violate the school district’s tobacco-use policy will be referred to the student assistance coordinators (SAC), guidance counselor, a school nurse, or other health or counseling services for all offenses for health information, counseling, and referral. The administration will consult with appropriate health organizations in order to provide student violators with access to an Alternative-to-Suspension (ATS) program. The ATS program will provide up-to-date information on the many consequences of tobacco use, offer techniques that students can use to stop tobacco use at school, and provide referrals to local youth tobacco cessation programs.
Parents/guardians will be notified of all violations and actions taken by the school. Schools may also use community service as part of the consequences. Ordinarily, and consistent with a wellness strategy, suspension will only be used after a student has three or more prior violations or has refused to participate in other outlined measures.

E. Compliance for Faculty, Staff, and Visitors

As with students, intervention rather than punishment is the most effective way to address adult violations of this policy. Faculty or staff who violate the school district’s tobacco-use policy will be referred to the Employee Assistance Program (EAP) or a tobacco cessation program. Employees who repeatedly violate the policy or do not comply with intervention or cessation referrals may be subject to consequences in accordance with district policy and their contract. Visitors using tobacco products will be informed about the policy and asked to refrain while on school property. Visitors who continue to violate the policy will then be asked to leave the premises. Law enforcement officers may be contacted to escort the person off the premises or cite the person for trespassing if the person refuses to leave the school property.

F. Opportunities for Cessation

The administration will consult with the county health department and other appropriate health organizations (e.g., American Lung Association, American Cancer Society, etc.) to provide students and employees with information and access to support systems, programs and services (e.g., NJDHSS Quitline 1 866 NJSTOP (657-8677) and njquitline.org) to encourage them to abstain from the use of tobacco products.

G. Prevention Education

The administration will consult with appropriate health organizations to identify and provide programs or opportunities for students to gain a greater understanding of the health hazards of tobacco use and the impact of tobacco use as it relates to providing a safe, orderly, clean and inviting school environment.

H. Procedures for Implementation

The administration will develop a plan for communicating the policy that may include information in student and employee handbooks, announcements at school-sponsored or school-related events, and appropriate signage in buildings and around campus. A process that identifies intervention and referrals for students, faculty/staff, and visitors who violate the policy will be created and communicated to all students, faculty/staff and parents.

Ongoing Implementation of this Policy

A. Prevention Education for Students

The Board will enforce the laws of New Jersey requiring a program of drug, alcohol, steroid, and tobacco education. The chief school administrator shall prepare and submit to the Board for its approval a comprehensive curriculum for such instruction in grades seven through 12 of alcohol and other drug education in accordance with department of education chemical health guidelines, pursuant to N.J.S.A. 18A:40A-1 et seq. Drug, alcohol, steroid, and tobacco education shall be integrated with the health curriculum
B. Faculty Education and Inservice Training

All district personnel shall be alert to signs of alcohol, drug, steroid, and tobacco use by pupils and shall respond to those signs in accordance with procedures established by the chief school administrator of schools. The Board of Education will provide inservice training to assist teaching staff members in identifying the pupil who uses drugs, alcohol, steroids, and/or tobacco and in helping pupils with drug-, alcohol-, steroid-, and tobacco-related problems in a program of rehabilitation. The chief school administrator will ensure that all district employees receive annual inservice training to make them aware of their responsibilities in accordance with Board policies and N.J.A.C. 6A:16-3.1.

C. Annual Review and Distribution of Policy

The Board will review annually the effectiveness of these policies and the Memorandum of Agreement entered into with the appropriate law enforcement agency. As part of this review, the Board will consult with the executive county superintendent, local community members, and the county prosecutor’s office.

In accordance with N.J.S.A. 18A:40A-10, copies of the policy statement shall be distributed to pupils and their parents/guardians at the beginning of each school year. Board policy and procedures shall be disseminated annually to all school staff, students and parents through the district website or other means (N.J.A.C. 6A:16-4.2).

D. Administrative Regulations

The chief school administrator may develop administrative regulations for:

1. A comprehensive program of drug, alcohol, steroid, and tobacco education;
2. The identification and remediation of pupils involved with drugs, alcohol, steroids, and tobacco;
3. The examination and treatment of pupils suspected of being under the influence of drugs, alcohol, steroids, or tobacco to determine the extent of the pupil's use or dependence;
4. The treatment of pupils who use, possess or distribute drugs, alcohol, steroids, and tobacco in violation of law or this policy through referral to an appropriate drug/alcohol/tobacco abuse program as recommended by the department of health; and
5. The readmission to school and treatment of pupils who have been convicted of drug, alcohol, steroid, or tobacco offenses.

E. Reporting and Liability

The chief school administrator will annually submit a report utilizing the Electronic Violence and Vandalism Reporting system (EVVRS) accurately reporting on each incident of violence, vandalism including harassment, intimidation and bullying, and alcohol and other drug abuse within the school district. Any allegations of falsification of data will be reviewed by the Board of Education using the requirements and procedures set forth in N.J.A.C. 6A:16-5.3(g). Board action shall be based on a consideration of the nature of the conduct, the circumstances under which it occurred, and the employee’s prior employment record.

At an annual hearing the chief school administrator shall report to the Board all acts of violence and vandalism and incidents of alcohol and other drug abuse that occurred during the previous school year.
Any staff member who reports a pupil to the principal or his/her designee in compliance with the provisions of this policy shall not be liable in civil damages as a result of making such a report as provided for under N.J.S.A. 18A:40A-1 et seq.

F. Confidentiality Requirements

All policies and procedures must comply with the confidentiality requirements established in federal regulation found at 42 CFR Part II.

G. Parental Compliance

Substance abuse in the district is considered a health risk. It is the expressed position of the district that when school rules have been violated, and when a student's health is at risk, we must notify the student's parents/guardians and attempt to involve the family in the rehabilitation plan subject to the confidentiality restrictions of 42 CFR Part II.

Date: July 14, 2014

QSAC Monitored:

DRP: Governance – 1
SOA: Operation – 18

Mandated:

N.J.S.A. 18A:40A-10 requires each school district to develop a clear written policy statement which outlines the district's program to combat substance abuse and provides for the identification, evaluation, referral for treatment and discipline of pupils who are substance abusers.

Copies of the policy statement shall be distributed to pupils and their parents/guardians at the beginning of each school year.

N.J.S.A. 18A:40A-11 requires boards to adopt and implement policies and procedures for evaluation, referral for treatment and discipline of pupils involved in incidents of abuse or possession on school property or at school functions; and of pupils who show significant symptoms of the use of those substances on school property or at school functions. Boards shall consult and work closely with state department of health-approved local organization involved with the prevention, detection and treatment of substance abusers.

N.J.S.A. 18A:40A-17 requires policies and procedures to provide assistance to parents/guardians who believe their child may be involved in substance abuse.

N.J.A.C. 6A:16-1.4(a)10 requires the board to approve written policies and programs on cooperation with law enforcement operations for substances, comprehensive substance abuse prevention, intervention and treatment referral programs and confidentiality of proceedings having to do with substance abuse.

N.J.A.C. 6A:16-4.1 requires the board to adopt and implement policies and procedures for the assessment, intervention, referral for evaluation, referral for treatment and discipline of students whose use of alcohol or
other drugs has affected their school performance, or for students who consume or who are suspected of
being under the influence of alcoholic beverages, any controlled dangerous substance identified in N.J.S.A.
24:21-2, any chemical or compound that releases vapor or fumes as defined in N.J.S.A. 2C:35-10.4, over-the-
counter and prescription medications that are used improperly, and anabolic steroids.

N.J.A.C. 6A:16-6.1 requires the board to adopt and implement policies and procedures to ensure cooperation
between school staff and law enforcement authorities in all matters related to a number of offenses, including
but not limited to unlawful possession, distribution and disposition of controlled dangerous substances, drug
paraphernalia and alcoholic beverages. N.J.A.C. 6A:16-6.2 lists components of those policies and
procedures.

Other Reasons:

N.J.S.A. 2C:33-19 prohibits students from bringing remotely activated paging devices onto school property
without express permission of the board.

N.J.S.A. 2C:35-7 makes it a crime of the third degree to substitute, dispense or possess with intent to
distribute a controlled dangerous substance or controlled substance analog within 1,000 feet of a school
property, or a school bus, or while on any school bus.

N.J.S.A. 18A:40A-1 requires districts to develop and implement instructional programs following SDOE
guidelines for drugs/alcohol/tobacco/anabolic steroids and controlled dangerous substances for grades K-12.

N.J.S.A. 18A:40A-3a requires boards to provide time for training staff to teach such educational programs.

N.J.S.A. 18A:40A-4 requires that all candidates for a teaching certificate pass an exam on student substance
abuse issues.


N.J.S.A. 26:3D-55 et seq., the New Jersey Smoke-Free Air Act prohibits smoking, the use of any tobacco
product or electronic smoking device in any area of any building of, or on the grounds of, any public or
nonpublic elementary or secondary school, regardless of whether the area is an indoor public place or is
outdoors.

N.J.A.C. 6A:16-3.1 requires the board to establish a comprehensive program of prevention, intervention,
referral for evaluation, referral for treatment and continuity of care for student alcohol, tobacco and other drug
abuse at both elementary and secondary levels.

N.J.A.C. 6A:16-5.2(a)4 requires that the district board of education shall hold an annual public hearing on all
acts of violence and vandalism and incidents of substance abuse that occurred during the previous school
year.

N.J.A.C. 6A:16-6.3 requires any district staff with reason to believe that a student or other staff member has
unlawfully possessed or participated in the distribution of a controlled dangerous substance, including anabolic
steroids, or drug paraphernalia must report the incident to the principal, or in the absence of the principal, the
staff member responsible at the time of the violation.
N.J.S.A. 26:3D-58 prohibits smoking in any area of any building of, or on the grounds of, any public or nonpublic elementary or secondary school, regardless of whether the area is an indoor public place or is outdoors.

The New Jersey School Search Policy Manual and the revised state memorandum of agreement influence development of policies required by various sections of N.J.A.C. 6A:16.

No Child Left Behind requires the district to have effective discipline policies that address among other inappropriate behaviors the illegal use, possession, distribution and sale of tobacco, alcohol and other drugs. If the district receives federal funds for safe and drug-free programs, it must inform and involve parents of prevention efforts and of the contents of the programs and activities other than classroom activities. Parents/guardians should be offered the option of withdrawing a student from the program.

Option for Random Drug Testing, P.L. 205, c. 209 became law on August 30, 2005. This state law (N.J.S.A. 18A:40A-22) gives school districts the option to randomly test specimens for the controlled substances listed in N.J.S.A. 2C:35-2 and anabolic steroids in grades 9-12 for students who participate in extracurricular activities, including sports, or who possess school parking permits. If adopted, district policies must be consistent with regulations adopted by the State Board of Education and the NJ Department of Health; these regulations were adopted as N.J.A.C. 6A:16-4.4 "voluntary policy for random drug testing of student alcohol or other drug use." Districts should be aware that (a) districts are authorized to test students that possess school parking permits or who participate in extracurricular activities, but drug testing is voluntary for districts, not required, (b) testing must be "random," as defined under “random selection” in the regulations, (c) district regulations must be consistent with the procedures in the state regulations, (d) sample policies from the small number of New Jersey school districts with drug testing policies adopted prior to the bill (S-500) becoming law on 8/30/05 are not entirely consistent with the law and the regulations, therefore pre-existing policies as well as any proposed new district policy will require legal review by the school board attorney, (e) the State law requires that district policy be consistent with the New Jersey Constitution and the federal Constitution (which in the Fourth Amendment prohibits “unreasonable searches and seizures," (f) each board of education must follow procedural steps including that the written policy be “distributed to students and their parents and guardians at the beginning of each school year,” which may create procedural and timing problems for districts, (g) drug testing may be unreasonable if the district cannot demonstrate a serious pre-existing drug problem that cannot be addressed in a less-obtrusive manner, and (h) testing is only authorized for high school students (grades 9-12, not middle school students).

**Legal References:**

- N.J.S.A. 2A:62A-4
- N.J.S.A. 2C:29-3a
- N.J.S.A. 2C:33-15
- N.J.S.A. 2C:33-16
- N.J.S.A. 2C:33-17
- N.J.S.A. 2C:33-19
- N.J.S.A. 2C:35-1 et seq.
- N.J.S.A. 2C:35-7, -10

- Reports by educational personnel on dependency upon or illegal use of controlled dangerous substances or use of intoxicating vapor releasing chemicals; immunity from liability
- Hindering apprehension or prosecution
- Possession or consumption of alcoholic beverage by person under legal age, penalty
- Alcoholic beverages; bringing or possession on school property by person of legal age; penalty
- Offer or service of alcoholic beverage to underage person; disorderly persons; exceptions
- Paging devices, possession by students
- New Jersey Comprehensive Drug Reform Act of 1987

West Orange Board of Education
Date Adopted: 03/24/2008
Date Revised: 07/14/2014
WEST ORANGE BOARD OF EDUCATION  

FILE CODE:  5131.60

DRUGS, ALCOHOL, TOBACCO (Continued)

N.J.S.A  2C:35-2
Definitions
Abuse abandonment, cruelty, and neglect of child; what constitutes

N.J.S.A  9:6-1 et seq.

N.J.S.A  9:17A-4  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  18A:25-2  Authority over pupils

N.J.S.A  18A:36-19.2  Student locker or other storage facility; inspections; notice to students

N.J.S.A  18A:37-1  Submission of pupils to authority

N.J.S.A  18A:37-2  Causes for suspension or expulsion of pupils

N.J.S.A  18A:38-25  Attendance required of children between six and sixteen, exceptions

N.J.S.A  18A:38-31  Violation of article by parents or guardian, penalties

N.J.S.A  18A:40A-1 et seq.
Substance abuse

See particularly:


N.J.S.A  24:21-2  Definitions (New Jersey controlled dangerous substances)

N.J.S.A  26:3D-55 et seq.

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:14-2.8  Discipline/suspension/expulsion

N.J.A.C.  6A:16-1.1 et seq.
Programs to Support Student Development

See particularly:

N.J.A.C.  6A:16-4.4
Voluntary policy for random testing of student alcohol or other drug use.

See also:

N.J.A.C.  6A:16-1.3, -1.4, -2.2, -2.4, -3.1, -3.2, -4.1 through -4.3, -5.3, -6.1 -6.5

Pupil Behavior


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


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


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


A Uniform State Memorandum of Agreement Between Education and Law Enforcement Officials

Possible Cross References:

*1120 Board of Education Meetings
*1330 Use of school facilities
*1410 Local units
*4131.1 Inservice education/visitation/conferences
*4231.1 Inservice education/visitations/conferences
*5114 Suspension and expulsion
*5124 Reporting to parents/guardians
*5125 Pupil records
*5131 Conduct/discipline
*5131.7 Weapons and dangerous instruments
*5141.3 Health examinations and immunizations
*5141.21 Administering medication
*5145.12 Search and seizure
*6145.1/6145.2 Intramural competition; interscholastic competition
6145.7 Social events/meetings
*6154 Homework/makeup work
*6172 Alternative educational programs
*6173 Home instruction


Key Words

Drugs, Alcohol, Steroids, Tobacco, Substance