

REGULATION MONTGOMERY COUNTY PUBLIC SCHOOLS

Related Entries: COB-RA, COB-EA, COC-RA, COC-EA, COF-EA
Responsible Office: Deputy Superintendent of Schools

Intoxicants on MCPS Property

I. PURPOSE

To establish procedures and penalties when anyone on MCPS property, or engaged in MCPS sponsored activities, is found to be in possession or under the influence of intoxicants

II. DEFINITIONS

Intoxicants are defined as alcohol or controlled substances not authorized by a physician's prescription.

MCPS *property* is to be interpreted under this regulation to include the location of an MCPS sponsored activity.

III. BACKGROUND

In addition to a very clear prohibition of intoxicants on MCPS premises as cited in Section 26-103 of the *Annotated Code of Maryland, Education, and the Code of Maryland Regulations* (MCPS Exhibit COF-EA), MCPS also has the authority to establish reasonable disciplinary guidelines to prohibit the possession, use, or distribution of intoxicants on MCPS property.

IV. PROCEDURES

A. Students

1. At the beginning of the school year students and parents and/or guardians will be informed in writing of the pertinent laws regarding intoxicants on MCPS property.
2. All incidents concerning possession and/or use of intoxicants are to be reported to the appropriate principal/director.

3. If the principal or designee has reasonable cause to suspect that there may be a violation of the law, the parents and/or guardians of the student will be notified and, in addition, the principal or designee must notify the appropriate law enforcement authorities. Whenever possible the student's parents and/or guardians will be notified prior to the involvement of the police.
4. Students who use or possess intoxicants on MCPS property will be suspended with a police referral.
5. Students found to be in possession of intoxicants with intent to sell or distribute them on MCPS property or students engaged in the sale or distribution of intoxicants on MCPS property will be recommended for expulsion with a police referral.
6. Using MCPS Form 270-3: *Report of a Serious School Incident*, the principal will report all student incidents involving intoxicants on MCPS property.
7. All incidents that involve physical action against others or cause damage to school property are to be reported on MCPS Form 270-3: *Report of a Serious School Incident*.
8. If a student appears to be unable to function properly and the behavior is such that the teacher/ staff is unable to determine if the cause of the problem is an intoxicant, the student should be referred to the school's health room and the principal/designee immediately notified of the action.

B. Employees

Any MCPS employee who violates the law or the restrictions set forth in this regulation regarding possession and/or use of intoxicants on school premises is subject to disciplinary proceedings of suspension or dismissal under existing regulations.

C. Others

1. Persons and groups using MCPS facilities will register with and follow procedures set forth by the Interagency Coordinating Board.
2. The principal/director, or designee, will notify the police about any person observed in possession of or using an intoxicant on school premises.

3. All such incidents in which there is a police referral will be reported using MCPS Form 270-3: *Report of a Serious School Incident*.

Regulation History: Formerly Regulation No. 230-16, August 13, 1976; directory information updated, January 1983; revised October 9, 1989; revised July 20, 1998; revised December 14, 2004.