

CHAPTER 3.00 – SCHOOL ADMINISTRATION

DRUG-FREE WORKPLACE

3.42.1

It is the policy of the Henry County Board of Education that the unlawful manufacture, distribution, dispensation, possession, or use of a controlled substance (including alcohol) in the Board's workplace is prohibited. Any employee violating this policy will be subject to disciplinary action and/or possible recommendation for termination of employment. The specifics of this policy are as follows:

- I. Any employee who gives or in any way transfers a controlled substance to another person or sells or manufactures a controlled substance while on the job or on or in Board property will be subject to disciplinary action and/or recommendation for termination of employment.
- II. The term "controlled substance" means any drug listed in 21 U.S.C. 812 and other federal regulations. Generally, these are drugs which have a high potential for abuse. Such drugs include, but are not limited to, heroin, marijuana, cocaine (including "crack"), and PCP. They also include "legal drugs" which are not prescribed by a licensed physician.
- III. Each employee is required by the Drug-Free Workplace Act of 1988 to inform the Superintendent within five (5) days after he/she is convicted for a violation of any federal or state criminal drug statute where such violation occurred on School Board property. A conviction means a finding of guilt (including a plea of *nolo contendere*) or the imposition of a sentence by a Judge or jury in any federal or state court.
- IV. If an employee is convicted of violating any criminal drug statute while in the workplace, he or she will be subject to disciplinary action and/or recommendation for termination of employment. In addition to disciplinary action, the Board may require the employee to finish successfully a drug abuse program sponsored by an approved private or governmental institution.
- V. As a condition of further employment on any federal government grant, the Act requires all employees to abide by this policy.

REFERENCE(S):

**CODE OF ALABAMA
16-3-11 to -12, 16-3-14, 16-26-1-3,
DRUG FREE WORKPLACE ACT OF 1988**

HISTORY:

**ADOPTED: OCTOBER 11, 2007
REVISED: JULY 18, 2013; _____
FORMERLY: 6.72**