



POLICY

STUDENTS

**Haddonfield
Board of Education**

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Passive Breath Alcohol Sensor Device

5535 PASSIVE BREATH ALCOHOL SENSOR DEVICE

The Board of Education authorizes the use of a passive breath alcohol sensor device (PBASD) in certain circumstances. A PBASD enables school district staff to check an approximate alcohol level quickly and efficiently without requiring the student's active participation. A PBASD may be used in certain circumstances as defined in this Policy and as determined by the Building Principal or designee or the staff member(s) in charge of a school related or school sponsored event or activity. The purpose for using a PBASD is to protect students who may be under the influence of alcohol, other students, staff, and community members attending such events and to deter the use of alcohol by students.

The Board authorizes PBASD screening before, during, and after any co-curricular or extra-curricular school sponsored activities/events including, but not limited to: athletic events, dances, proms, class trips, overnight trips, school assemblies, drama productions, and graduation ceremonies, or when the Building Principal or designee has reason to believe the use of alcohol by students may be present. When it is determined a PBASD will be used one of following options is available:

1. Every student attending or student participating in such event will be screened;
2. The Building Principal or designee may, in certain circumstances, determine to have students screened on a random basis (i.e. blind selection of marbles, or other bona fide random selection process predetermined by the Principal); and/or
3. The Building Principal or designee may screen based on reasonable suspicion of alcohol use.

If the PBASD screening indicates the presence of alcohol, it shall be considered reasonable suspicion that the student is under the influence as set forth in N.J.S.A. 18A:40A-12. The matter shall be reported to the Building Principal or designee who, in turn, will ensure that the reporting, urine testing and medical examination requirements set forth in Policy/Regulation 5530 shall be implemented.

If a student tests positive, and states that they have not consumed alcohol, or states that they have recently used mouthwash or other breath-cleansing item, the Principal or designee may allow the student to step aside for five minutes, allow them to wash their mouth with water and retake the test. If the test is negative, the second time the student is cleared. If positive, the procedures in the preceding paragraph are followed.

Provided, however, that when the co-curricular or extra-curricular activity is held in a remote location off campus, such as a prom or class trip, or in other situations where transportation to the emergency room of the nearest hospital for an immediate medical evaluation (to determine if the student is under the influence) is impractical, the medical evaluation required by



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Policy/Regulation 5530 shall be conducted by a physician selected by the parent or guardian. Failure of the parent/guardian to arrange for and complete an immediate medical examination by a physician shall result in a finding of a positive test for substance abuse. “Immediate” for purposes of this Policy shall be defined as within two hours of verbal notification to the parent/guardian that the PBASD reading has indicated the presence of alcohol. Parents and students shall be informed of and consent to this requirement to immediately arrange for and complete a medical examination by a physician selected by the parent as a condition for participation in the activity.

Furthermore, a student’s admission of substance abuse is cause to be in violation of the Board of Education’s alcohol and substance abuse policy and shall constitute reasonable suspicion to warrant the medical examination as prescribed above. Such admission does not preclude the necessity for an assessment. In cases in which a student has admitted or acknowledged use of alcohol and/or other controlled substances and extraordinary circumstances preclude the performance of a medical examination/assessment, disciplinary action pursuant to this Policy may nonetheless be administered upon considering the totality of the circumstances.

If the drug/urine screening results in a positive diagnosis, the student will be subject to the same disciplinary and intervention/follow-up procedures as specified in Regulation 5530.

Any student who is selected for screening but refuses to be screened with the PBASD or otherwise tampers with or disrupts the testing procedure will considered to have raised “reasonable suspicion” triggering the mandatory testing under Board Policy 5530.

A PBASD will only be used in accordance with the guidelines of this Policy. The Building Principal or designee shall be responsible for the proper training of school staff members in the use of the PBASD in accordance with the manufacturer’s specifications.

N.J.S.A. 18A:40A-12

N.J.A.C. 6A:16-4.1 et seq.

Adopted: November 2008

BOE Revised Date: 1/24/2019

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