

USE OF BREATHALYZERS

Policy

The Milford Public Schools, consistent with its mission, is committed to the promotion of healthful living and to the safety and well-being of our students. The increase in underage drinking has heightened that concern. With that commitment in place, the high school administrator or designee will administer breathalyzer tests at all school sponsored dances, both on site and off site, to all students and their guests in order to provide a safe and healthy environment for the students, staff and community-at-large. In addition the high school administration may use a breathalyzer to determine alcohol use among individual students during regular school hours.

Ref.: Connecticut General Statutes

Section 14-227b. Implied consent to test operator's blood, breath or urine.
Testing procedures. License suspension. Hearing.

Milford Board Education policy

Alcohol, Drugs, Tobacco policy 5131.61

Policy Proposed:

July 14, 2008

Adopted by the Milford Board of Education:

September 8, 2008

Use of Breathalyzers

Regulations for High School Dances

1. The high school will provide notice to parents and students that breathalyzers will be used at all school sponsored dances. Notice of the use of breathalyzers will be included in The Student Handbook as well as on permission slips requiring a parent or guardian signature to the specific events. In all situations, notification that a breathalyzer test is to be administered will occur before the day of the school function.
2. The breathalyzers will be used in a passive mode to test each student and guest.
3. The breathalyzers will be maintained and calibrated per manufacturer's instructions.
4. Administrators or designees, will be trained in the proper use of the unit by appropriate personnel.
5. The breathalyzers will signal when blood alcohol content (BAC) is greater than .020 percent.
6. The principal, assistant principals, or a trained designee will provide the test to each student and guest. Should a student refuse to take the test, the student's parent or guardian will be notified and mandated to pick up their child. If a parent or guardian can not pick up their child, then emergency personnel will be contacted to transport the student for their safety.
7. In the case of a student failing the procedure, he/she will retake the test with another passive breathalyzer unit in a private location and under administration supervision. There will be 10 minutes between each test.
8. It may be necessary during a high school dance to re-administer a breathalyzer test to a student whose demeanor may give reasonable suspicion that he/she may be under the influence of alcohol. Such behavior may include the use or possession of alcohol; odor of an alcoholic beverage or the presence of an alcohol container; slurred speech, unsteady gait, lack of coordination, bloodshot or glazed eyes; marked change in personal behavior not attributable to other factors; behavior that is risky, aggressive or disruptive; a report by a third party of a student's consumption of alcohol; involvement in accidents or mishaps; or other such information as is reasonable to raise suspicion as to the consumption of alcohol. The student will be escorted to a private location where an administrator, in the presence of a third party administrator, designee or security officer will re-administer the breathalyzer test. Should a student refuse to take the test, the administrators' judgment is upheld and the student will face consequences as outlined by the Districts' disciplinary procedures (Drug, Alcohol, and Tobacco (5131.6) policy and the Athletic Code of Conduct). In the case of failure on the retest, the student's parent or guardian will be notified and mandated to pick up their child. If a parent or custodian can not pick up their child, then emergency personnel will be contacted to transport the student for their safety.
9. The high school administration will take appropriate action to ensure the safety and well-being of the student and others and to remain consistent with the Drug, Alcohol, and

Tobacco (5131.6) policy and the Athletic Code of Conduct. (referencing these types of situations.)

Use of Breathalyzers

Regulations for High School Day

1. It may be necessary during the high school day to administer a breathalyzer test to a student whose demeanor may give reasonable suspicion that he/she may be under the influence of alcohol. Such behavior may include the use or possession of alcohol; odor of an alcoholic beverage or the presence of an alcohol container; slurred speech, unsteady gait, lack of coordination, bloodshot or glazed eyes; marked change in personal behavior not attributable to other factors; behavior that is risky, aggressive or disruptive; a report by a third party of a student's consumption of alcohol; involvement in accidents or mishaps; or other such information as is reasonable to raise suspicion as to the consumption of alcohol. A student suspected of using alcohol will be questioned on their possible use. If they verbally confirm the administrator's suspicion then they admit their use and no breathalyzer is administered. The school will then implement disciplinary procedures as outlined in the schools' policy.
2. If the student denies the use of alcohol, then the student will be escorted to a private location where an administrator or designee, in the presence of a third party administrator, nurse or security officer, will administer a passive breathalyzer test.
3. In the case of a student failing the procedure, he/she will retake the test with another passive breathalyzer unit in a private location and under administration supervision. There will be 10 minutes between each test.
4. Should a student refuse to take the test, the administrators' judgment is upheld and the student will face consequences as outlined by the Districts' disciplinary procedures (Drug, Alcohol, and Tobacco (5131.6) policy and the Athletic Code of Conduct).
5. In the case of failure on the retest, the student's parent or guardian will be notified and mandated to pick up their child. If a parent or custodian can not pick up their child then emergency personnel will be contacted to transport the student for their safety. The high school administration will take appropriate action to ensure the safety and well-being of the student and others and to remain consistent with the Drug, Alcohol, and Tobacco (5131.6) policy and the Athletic Code of Conduct. (referencing these types of situations.)