

LEGISLATIVE HISTORY CHECKLIST

NJSA: 18A:40A-9

(Drug education curriculum--add materials on anabolic steroids)

LAWS OF: 1989

CHAPTER: 216

Bill No: S3315

Sponsor(s): Bassano

Date Introduced: February 9, 1989

Committee: Assembly: Education

Senate: Education

Amended during passage: No

Date of Passage: Assembly: December 11, 1989

Senate: June 19, 1989

Date of Approval: December 29, 1989

Following statements are attached if available:

Sponsor statement: Yes

Committee Statement: Assembly: Yes

Senate: Yes

Fiscal Note: No

Veto Message: No

Message on signing: No

Following were printed:

Reports: No

Hearings: No

See newspaper clipping--attached:

"New state law on steriods..." 2-6-90 Asbury Park Press

P.L.1989, CHAPTER 218, approved December 29, 1989
1989 Senate No. 3315

1 **AN ACT** requiring educational programs to discourage the use of
2 **anabolic steroids** and amending P.L.1987, c.387 and P.L.1987,
3 c.389.

4
5 **BE IT ENACTED** by the Senate and General Assembly of the
6 *State of New Jersey*:

7 1. Section 2 of P.L.1987, c 387 (C.18A:40A-9) is amended to
8 read as follows:

9 2. For the purposes of this act:

10 "Substance" shall mean alcoholic beverages, controlled
11 dangerous substances as defined in section 2 of P.L.1970, c.266
12 (C.24:21-2), anabolic steroids or any chemical or chemical
13 compound which releases vapors or fumes causing a condition of
14 intoxication, inebriation, excitement, stupefaction or dulling of
15 the brain or nervous system including, but not limited to, glue
16 containing a solvent having the property of releasing toxic vapors
17 or fumes as defined in section 1 of P.L.1965, c.41 (C.2A:170-25.9).

18 "Substance abuse" shall mean the consumption or use of any
19 substance as defined herein for purposes other than for the
20 treatment of sickness or injury as prescribed or administered by a
21 person duly authorized by law to treat sick and injured human
22 beings.

23 (cf: P.L.1987,c.387, s.2)

24 2. Section 5 of P.L.1987, c.387 (C.18A:40A-12) is amended to
25 read as follows:

26 5. a. Whenever it shall appear to any teaching staff member,
27 school nurse or other educational personnel of any public school
28 in this State that a pupil may be under the influence of
29 substances as defined pursuant to section 2 of this act, other than
30 anabolic steroids, that teaching staff member, school nurse or
31 other educational personnel shall report the matter as soon as
32 possible to the school nurse or medical inspector, as the case may

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the
above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 be, or to a substance awareness coordinator, and to the principal
2 or, in his absence, to his designee. The principal or his designee,
3 shall immediately notify the parent or guardian and the
4 superintendent of schools, if there be one, or the administrative
5 principal and shall arrange for an immediate examination of the
6 pupil by a doctor selected by the parent or guardian, or if that
7 doctor is not immediately available, by the medical inspector, if
8 he is available. If a doctor or medical inspector is not
9 immediately available, the pupil shall be taken to the emergency
10 room of the nearest hospital for examination accompanied by a
11 member of the school staff designated by the principal and a
12 parent or guardian of the pupil if available. The pupil shall be
13 examined as soon as possible for the purpose of diagnosing
14 whether or not the pupil is under such influence. A written report
15 of that examination shall be furnished within 24 hours by the
16 examining physician to the parent or guardian of the pupil and to
17 the superintendent of schools or administrative principal. If it is
18 determined that the pupil was under the influence of a substance,
19 the pupil shall be returned to his or her home as soon as possible
20 and shall not resume attendance at school until the pupil submits
21 to the principal a written report certifying that he or she is
22 physically and mentally able to return thereto, which report shall
23 be prepared by a personal physician, the medical inspector or the
24 physician who examined the pupil pursuant to the provisions of
25 this act.

26 In addition, the pupil shall be interviewed by a substance
27 awareness coordinator or another appropriately trained teaching
28 staff member for the purpose of determining the extent of the
29 pupil's involvement with these substances and possible need for
30 treatment. In order to make this determination the coordinator
31 or other teaching staff member may conduct a reasonable
32 investigation which may include interviews with the pupil's
33 teachers and parents. The coordinator or other teaching staff
34 member may also consult with such experts in the field of
35 substance abuse as may be necessary and appropriate. If it is
36 determined that the pupil's involvement with and use of these
37 substances represents a danger to the pupil's health and
38 well-being, the coordinator or other teaching staff member shall
39 refer the pupil to an appropriate treatment program which has
40 been approved by the Commissioner of Health.

1 b. Whenever any teaching staff member, school nurse or other
2 educational personnel of any public school in this State shall have
3 reason to believe that a pupil has used or may be using anabolic
4 steroids, that teaching staff member, school nurse or other
5 educational personnel shall report the matter as soon as possible
6 to the school nurse or medical inspector, as the case may be, or
7 to a substance awareness coordinator, and to the principal or, in
8 his absence, to his designee. The principal or his designee, shall
9 immediately notify the parent or guardian and the superintendent
10 of schools, if there be one, or the administrative principal and
11 shall arrange for an examination of the pupil by a doctor selected
12 by the parent or guardian or by the medical inspector. The pupil
13 shall be examined as soon as possible for the purpose of
14 diagnosing whether or not the pupil has been using anabolic
15 steroids. A written report of that examination shall be furnished
16 by the examining physician to the parent or guardian of the pupil
17 and to the superintendent of schools or administrative principal.
18 If it is determined that the pupil has been using anabolic steroids,
19 the pupil shall be interviewed by a substance awareness
20 coordinator or another appropriately trained teaching staff
21 member for the purpose of determining the extent of the pupil's
22 involvement with these substances and possible need for
23 treatment. In order to make this determination the coordinator
24 or other teaching staff member may conduct a reasonable
25 investigation which may include interviews with the pupil's
26 teachers and parents. The coordinator or other teaching staff
27 member may also consult with such experts in the field of
28 substance abuse as may be necessary and appropriate. If it is
29 determined that the pupil's involvement with and use of these
30 substances represents a danger to the pupil's health and
31 well-being, the coordinator or other teaching staff member shall
32 refer the pupil to an appropriate treatment program which has
33 been approved by the Commissioner of Health.

34 (cf: P.L.1987,c.387,s.5)

35 3. Section 1 of P.L.1987, c.389 (C.18A:40A-1) is amended to
36 read as follows:

37 1. Instructional programs on the nature of drugs, alcohol,
38 anabolic steroids and controlled dangerous substances, as defined
39 in section 2 of P.L.1970, c.226 (C.24:21-2), and their
40 physiological, psychological, sociological and legal effects on the

1 individual, the family and society shall be taught in each public
2 school and in each grade from kindergarten through 12 in a
3 manner adapted to the age and understanding of the pupils. The
4 programs shall be based upon the curriculum guidelines
5 established by the Commissioner of Education pursuant to section
6 2 of this act, and shall be included in the curriculum for each
7 grade in such a manner as to provide a thorough and
8 comprehensive treatment of the subject.

9 (cf: P.L.1987,c.389,s.1)

10 4. Section 2 of P.L.1987, c.389 (C.18A:40A-2) is amended to
11 read as follows:

12 2. The Commissioner of Education, in consultation with the
13 Commissioner of Health, shall develop curriculum guidelines for
14 education programs on drugs, alcohol, anabolic steroids and
15 controlled dangerous substances. These guidelines shall be
16 reviewed annually, and shall be updated as necessary to insure
17 that the curriculum reflects the most current information
18 available on the nature and treatment of drug, alcohol, anabolic
19 steroids and controlled dangerous substance abuse and
20 treatment. The guidelines shall provide for sequential course of
21 study for each grade, K-12, and shall, at a minimum, include:

22 a. Detailed, factual information regarding the physiological,
23 psychological, sociological and legal aspects of substance abuse;

24 b. Detailed information concerning the availability of help and
25 assistance for pupils and their families with chemical dependency
26 problems;

27 c. Decision making and coping skills; and,

28 d. The development of activities and attitudes which are
29 consistent with a healthy life style.

30 The guidelines shall include model instructional units, shall
31 define specific behavioral and learning objectives and shall
32 recommend instructional materials suitable for each grade level.

33 (cf: P.L.1987, c.389, s.2).

34 5. Section 3 of P.L.1987, c.389 (C.18A:40A-3) is amended to
35 read as follows:

36 3. a. Upon completion of the curriculum guidelines required
37 pursuant to section 2 of this act, the Commissioner of Education,
38 in consultation with the Commissioner of Health, shall establish
39 inservice workshops and training programs to train selected
40 public school teachers to teach an education program on drugs.

1 alcohol, anabolic steroids and controlled dangerous substances.
2 The inservice training programs may utilize existing county or
3 regional offices, or such other institutions, agencies or persons as
4 the Commissioner of Education deems appropriate. The programs
5 and workshops shall provide instructional preparation for the
6 teaching of the drug, alcohol, anabolic steroids and controlled
7 dangerous substances curriculum, and shall, in addition to the
8 curriculum material, include information on the history,
9 pharmacology, physiology and psychosocial aspects of drugs,
10 alcohol, anabolic steroids and controlled dangerous substances,
11 symptomatic behavior associated with substance abuse, the
12 availability of rehabilitation and treatment programs, and the
13 legal aspects of substance abuse. Each local board of education
14 shall provide time for the inservice training during the usual
15 school schedule in order to insure that appropriate teaching staff
16 members are prepared to teach the education program in each
17 grade in each school district.

18 b. Upon completion of the initial inservice training program,
19 the Commissioner of Education shall insure that programs and
20 workshops that reflect the most current information on substance
21 abuse are prepared and are made available to teaching staff
22 members at regular intervals.

23 c. In addition to providing inservice training programs for
24 teaching staff members who will provide instruction on substance
25 abuse in the public schools, the Commissioner of Education shall
26 make these training programs available to such other
27 instructional and supervisory personnel as he deems necessary and
28 appropriate.

29 (cf: P.L. 1987, c. 389, s. 3).

30 6. Section 5 of P.L. 1987, c. 389 (C. 18A:40A-5) is amended to
31 read as follows:

32 5. The board of education in each school district in the State
33 in which a nonpublic school is located shall have the power and
34 duty to loan to all pupils attending nonpublic schools located
35 within the district all educational materials developed by the
36 Commissioner of Education pursuant to this act for the
37 instruction of public school pupils on the nature and effects of
38 drugs, alcohol, anabolic steroids and controlled dangerous
39 substances. The Commissioner of Education shall make these
40 materials available so that the local board of education shall not

1 be required to expend funds for the loan of these materials.
2 (cf: P.L. 1987, c. 389, s. 5)

3 7. This act shall take effect July 1 next following enactment
4

5 STATEMENT
6

7 This bill expands the scope of the substance abuse education
8 program in grades K-12 to include instruction on the risks and
9 hazards of using anabolic steroids. The current program which
10 was established by P.L. 1987, c. 389 (C. 18A:40A-1 et seq.)
11 requires instruction about drugs, alcohol, and controlled
12 dangerous substances.

13 The bill also includes anabolic steroids as one of the substances
14 to be included in the comprehensive substance abuse intervention,
15 prevention and treatment referral programs established by each
16 board of education pursuant to P.L. 1987, c. 387 (C. 18A:40A-8).

17 The bill provides that whenever school personnel have reason to
18 believe that a pupil has used or is using anabolic steroids the pupil
19 will be tested by a doctor selected by the parent or guardian or
20 by the medical inspector. The pupil shall be examined as soon as
21 possible for the purpose of diagnosing whether or not the pupil
22 has been using anabolic steroids. A written report of that
23 examination shall be furnished by the examining physician to the
24 parent and the superintendent of schools. If it is determined that
25 the pupil has been using anabolic steroids, the pupil shall be
26 interviewed by a substance awareness coordinator or another
27 appropriately trained teaching staff member for the purpose of
28 determining the extent of the pupil's involvement with these
29 substances and possible need for treatment. If it is determined
30 that the pupil's involvement with and use of these substances
31 represents a danger to the pupil's health and well-being, the
32 coordinator or other teaching staff member shall refer the pupil
33 to an appropriate treatment program.

34 EDUCATION
35

36 Alcohol and Drug Abuse
37

38 Includes anabolic steroid in school drug education, prevention and
39 intervention programs.

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35 EDUCATION

Alcohol and Drug Abuse

37

Includes anabolic steroid in school drug education, prevention and
39 intervention programs.

ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

SENATE, No. 3315

STATE OF NEW JERSEY

DATED: SEPTEMBER 28, 1989

The Assembly Education Committee favorably reports Senate, No. 3315.

This bill expands the scope of the substance abuse education program in grades K-12 to include instruction on the risks and hazards of using anabolic steroids. The current program which was established by P.L.1987, c.389 (C.18A:40A-1 et seq.) requires instruction about drugs, alcohol, and controlled dangerous substances.

The bill also includes anabolic steroids as one of the substances to be included in the comprehensive substance abuse intervention, prevention and treatment referral programs established by each board of education pursuant to P.L.1987, c.387 (C.18A:40A-8).

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SENATE EDUCATION COMMITTEE

STATEMENT TO

SENATE, No. 3315

STATE OF NEW JERSEY

DATED: MAY 22, 1989

The Senate Education Committee favorably reports Senate Bill No. 3315 without committee amendments.

This bill expands the scope of the substance abuse education program in grades K-12 to include instruction on the risks and hazards of using anabolic steroids. The current program which was established by P.L.1987, c.389 (C.18A:40A-1 et seq.) requires instruction about drugs, alcohol, and controlled dangerous substances.

The bill also includes anabolic steroids as one of the substances to be included in the comprehensive substance abuse intervention, prevention and treatment referral programs established by each board of education pursuant to P.L.1987, c.387 (C.18A:40A-8).

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