

## **Hypothetical Law:** After *Pottawatomie*: Should Illinois School Districts Drug Test All Students in Athletics and Extracurricular Activities?

### Overview

In June 2002, The United States Supreme Court ruled that the school policy in Tecumseh, Oklahoma (a school district in Pottawatomie County, Oklahoma) requiring all middle and high schools students to consent to urinalysis testing for drugs in order to participate in extracurricular activities was a reasonable search and did not violate the Fourth Amendment. The Court held the policy “is a reasonable means of furthering the School District’s important interest in preventing and deterring drug use among its schoolchildren....” *The Board of Education of Independent School District 92 of Pottawatomie County 92 vs. Earls (2002)*.

Several school districts in Illinois have or are considering drug testing policies for their students in light of the *Pottawatomie* case. Some districts have mandatory drug testing for student athletes. For example, in Antioch-Lake Villa Area High School District 117 all students in athletics are subject to mandatory drug tests before their first competition and randomly during the season. District 117 serves Antioch and Lake Villa in northwestern Lake County, Illinois. (*Daily Herald, September 15, 2004*)

### Hypothetical Law

Should Illinois school districts drug test all high school students involved in athletics and extracurricular activities?

