

Coos Bay School District 9

Code: **KGC/GBK**

Adopted: 12/12/05

Revised/Readopted: 5/04/10; 1/22/11; 1/12/15;
4/10/17; 6/12/17; 9/10/18

Orig. Code(s): KGC/GBK/JFCG

Prohibited Use, Distribution or Sale of Tobacco Products and Inhalant Delivery Systems

The Board establishes a school and working environment that is free of smoke, aerosols and vapors containing inhalants. To be consistent with Oregon law, the district shall not permit any person under 21 years of age to possess tobacco products or inhalant delivery systems while the person is present on district grounds or in the district buildings or attending district-sponsored activities.

The sale, distribution or use of tobacco products or inhalant delivery systems by staff on district property, in district-owned, rented, or leased vehicles, or at school-sponsored activities on district premises or otherwise while on duty, is prohibited. The sale, distribution or use of tobacco products or inhalant delivery systems by all others on district property or at school-sponsored activities on district premises or otherwise is also prohibited. Staff or others authorized to use any private vehicles to transport district students to school-sponsored activities are prohibited from using tobacco products or inhalant delivery systems in those vehicles while students are under their care.

For the purposes of this policy, “tobacco products” is defined to include, but is not limited to, any lighted or unlighted cigarette, cigar, pipe, bidi, clove cigarette, and any other smoking product spit tobacco, also known as smokeless, dip, chew, or snuff, in any form. This does not include products that are United States Food and Drug Administration (USFDA) approved for sale as a tobacco cessation product or for any other therapeutic purpose, if marketed and sold solely for the approved purpose.

For the purpose of this policy “inhalant delivery system” means a device that can be used to deliver nicotine or cannabinoids in the form of a vapor or aerosol to a person inhaling from the device or a component of a device; or a substance in any form sold for the purpose of being vaporized or aerosolized by a device whether the component or substance is sold or not sold separately. This does not include products that are USFDA-approved for sale as a tobacco cessation product or for any other therapeutic purpose, if marketed and sold solely for the approved purpose.

Clothing, bags, hats and other personal items used by staff to display, promote or advertise tobacco products or inhalant delivery systems are prohibited on all district grounds, including parking lots, at school-sponsored activities or in district vehicles. Tobacco advertising is prohibited in all district buildings, school-sponsored publications, and at all school-sponsored events. District acceptance of gifts or funds from the tobacco products and inhalant delivery system industries is similarly prohibited.

Staff violations of this policy will lead to disciplinary action up to and including dismissal.

Violations by all others will result in appropriate sanctions as determined and imposed by the superintendent or Board policy.

Information about community resources and/or cessation programs to help staff and students may be provided.

The superintendent shall consult with local officials to promote enforcement of law that prohibits the use or possession of tobacco products or inhalant delivery systems by persons under 21 years of age on or off district grounds or at district-sponsored activities.

This policy shall be enforced at all times. The superintendent will develop guidelines as necessary to implement this policy, including provisions for notification of the District's policy, through such means as staff handbooks, newsletters, inclusion on school event programs, and signage at appropriate locations. Guidelines will also include disciplinary consequences and procedures for filing complaints about violations of the district's policy using Policy KL - Complaint Procedure for School Patrons and its administrative regulations.

END OF POLICY

Legal Reference(s):

[ORS 332.107](#)

[ORS 336.227](#)

[ORS 339.883](#)

[ORS 431A.175](#)

[ORS 433.835 to -433.990](#)

[OAR 581-021-0110](#)

[OAR 581-053-0230\(9\)\(s\)](#)

[OAR 581-053-0330\(1\)\(m\)](#)

[OAR 581-053-0430\(12\)](#)

[OAR 581-053-0531\(11\)](#)

Pro-Children Act of 1994, 20 U.S.C. §§ 6081-6084 (2012).

Cross Reference(s):

GBK/KGC - Prohibited Use, Possession, Distribution or Sale of Tobacco Products and Inhalant Delivery Systems

JFCK - Student Conduct – Assemblies