

Fern Ridge School District 28J

Code: **GBK/KGC**

Adopted: 12/10/01

Readopted: 5/23/05; 7/11/05; 6/26/06;
6/20/11; 11/16/15

Orig. Code(s): 2156

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

To be consistent with Oregon law and district curriculum, student possession, use, distribution or sale of tobacco products or inhalant delivery systems in any form on district premises, at school-sponsored activities, on or off district premises, on all district grounds, including parking lots, in district-owned, rented or leased vehicles or otherwise, or while a student is under the jurisdiction of the district, is prohibited.

All district property, including but not limited to, district-owned vehicles, will be designated as tobacco-free environments. All people, including students, employees, visitors, parents, patrons, contractors, delivery drivers, etc., must comply with this policy at all times including district-sponsored events and functions on or off campus and all public events on district property.

The use, distribution or sale of tobacco products or inhalant delivery systems by staff and all others is prohibited on district premises, in any building or facility, on district grounds, including parking lots, in any vehicle owned, leased, rented or chartered by the district, school or public charter school and at all school-sponsored activities.

Students shall not possess, smoke, chew, or use tobacco products or inhalant delivery systems at school, in a district vehicle, on district property, or at any district activity.

For the purpose of this policy “tobacco products” is defined to include, but not limited to, any lighted or unlighted cigarettes, 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 USFDA approved tobacco products or other therapy products used for the purpose of cessation.

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 USFDA-approved tobacco products or other therapy products marked and sold solely for the approved purpose.

“Tobacco use prohibited” signs will be posted in appropriate locations in all district buildings.

Violation of this policy will lead to appropriate disciplinary action up to and including expulsion for students. When considering disciplinary action for a student with disabilities, the district must follow the requirements of Board policy JGDA/JGEA - Discipline of Students with Disabilities, including those involving functional behavioral assessment, change of placement, manifestation determination and an

interim alternative educational setting. Community or school service may be required. A referral to law enforcement may be made. Parents will be notified of all violations involving their student and subsequent action taken by the school. Information about cessation support and/or tobacco education programs and how students can access these programs will be provided. At the discretion of the principal, attendance and completion of such programs, or successful completion of a behavior modification plan, may be allowed as a substitute for, or as part of student discipline.

Violation of this policy by nonstudents may result in the individual's removal from district property. The district reserves the right to restrict access to district property by individuals who are repeat offenders.

This policy shall be enforced at all times. The superintendent will develop administrative regulations as needed to implement this policy.

END OF POLICY

Legal Reference(s):

ORS 332.107	OAR 581-021-0050 to -0075
ORS 336.222	OAR 581-021-0110
ORS 336.227	OAR 581-022-0413
ORS 339.240	OAR 581-053-0015
ORS 339.250	OAR 581-053-0545(4)(c)(R)-(T)
ORS 433.835 - 433.990	OAR 581-053-0550(5)(q)-(s)

Pro-Children Act of 1994, 20 U.S.C. §§ 6081-6084 (2006).