

Section A – Jurisdiction

The use, possession, or distribution of Tobacco or an alternative nicotine product, is prohibited when it occurs:

1. In any physical area in, or attendant to school or District-sponsored or related activities, whether or not such area is on school or District property (including but not limited to, school buildings and lands, District offices), or at any school-sponsored or related activities, performances, extracurricular and athletic events, school-sponsored travel to other venues; and
2. On school-supplied or sanctioned transportation to or from any of the above; and
3. During activities or events at other locations, if the administration determines that the incident either bears a nexus (i.e. impact or connection) to the school, safety at school, or is disruptive to the educational environment.

In addition to the above jurisdiction, the administration is authorized to establish a Code of Conduct that imposes progressive loss of privileges by reason of any conduct by a student in violation of these policies wherever the conduct or event occurs. Students who participate in extracurricular activities such as inter-scholastic athletic, drama, fine arts and other events or competitions or who participate in clubs and activities are representatives of the District's schools, and as such are expected to conform their behavior to these policies as a condition to continued enjoyment of these privileges.

Section B – Definitions

1. "Tobacco," and/or "tobacco product" as used in this Policy, shall mean cigarettes, tobacco products, cigars, pipes, and tobacco in any other form, whether or not lit or smoked, including smokeless tobacco which is loose, cut, shredded, ground, powdered, compressed, and leaf tobacco that is intended to be placed in the mouth without being smoked.
2. "Alternative nicotine product" as used in this policy shall mean a product or device not consisting of or containing tobacco that provides for the ingestion into the body of nicotine, whether by chewing, smoking, absorbing, dissolving, inhaling, snorting, sniffing, or by any other means. "Alternative nicotine product" excludes cigarettes, smokeless tobacco, or other tobacco products and any product approved by the United States Food and Drug Administration as a non-tobacco product for sale as a tobacco cessation product, as a tobacco dependence product, or for other medical purposes, and is being marketed and sold solely for that approved purpose.

Section C – Violations

A student shall be considered in violation of this policy, hereafter referred to as the “Smoking Policy,” when the student is observed:

1. Holding a lit or unlit cigarette, tobacco product, or alternative tobacco product or any cartridge or component of an alternative tobacco product;
2. Throwing away a cigarette; or
3. Exhaling smoke or vapor from the mouth or nose; or,
4. Placing any tobacco or alternate tobacco products in the mouth or nose; or
5. Occupying or exiting a bathroom cubicle, vehicle, space or area from which smoke or vapor is emanating.
6. Possessing a tobacco product, an alternative tobacco product or any cartridge or component of an alternative tobacco product.

Section D – Procedures

The dean of students will review incidents of violations of the Student Smoking and Tobacco Policy. If the charges are found to be valid, the dean of students shall follow the procedures below:

1. First Offense and Second Offense
 1. Assign the student a one-day Learning Adjustment Center (LAC) placement, or as an alternative to the LAC, the student may elect to attend a six-hour Saturday Detention; and
 2. Counsel the student concerning the harmful effects of smoking and/or tobacco use and inform the student of the provisions of the Student Smoking and Tobacco Policy; and
 3. Telephone the student’s parent(s)/guardian(s) and inform them of the infraction, the penalty, and of the potential penalties for future infractions; and
 4. Mail or email (when an email address has been provided by the parent(s)/guardian(s)) a copy of the referral form and a copy of the smoking policy to the student’s parent(s)/guardian(s).

Section D – Procedures (continued)

2. Third Offense

1. The student may be assigned to an out-of-school suspension for one day.
2. Counsel the student.
3. Conduct a telephone conference with the student's parent(s)/guardian(s), inform them of the infraction and the penalty, or request that they come to the school for a conference, if the dean believes such a conference is desirable.
4. Mail a copy of the referral form to the student's parent(s)/guardian(s).

3. Fourth Offense

1. The student may be assigned to an out-of-school suspension for two school days.
2. Counsel the student.
3. Conduct a telephone conference with the student's parent(s)/guardian(s), inform them of the infraction and the penalty, or request that they come to the school for a conference, if the dean believes such a conference is desirable.
4. Mail a copy of the referral form to the student's parent(s)/guardian(s).

4. Fifth Offense

1. The student may be assigned to an out-of-school suspension for three school days.
2. Counsel the student.
3. Conduct a telephone conference with the student's parent(s)/guardian(s), inform them of the infraction and the penalty, or request that they come to the school for a conference, if the dean believes such a conference is desirable.
4. Mail a copy of the referral form to the student's parent(s)/guardian(s).

Section D – Procedures (continued)

5. Each Additional Offense

1. The student may be assigned to an out-of-school suspension for five school days.
2. Counsel the student in a manner deemed appropriate to prevent future violations of this policy.
3. Telephone the student's parent(s)/guardian(s), inform them of the infraction and the penalty, and request that they come to the school for a conference, if the dean believes such a conference is desirable.
4. Mail a copy of the referral form to the student's parent(s)/guardian(s).

Section E - Enumeration of Offenses

Offenses shall be cumulative during a school year but shall not be cumulative over the student's high school years.

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