

## **Use of Tobacco by Students**

The Board believes that tobacco use in the school and work environment is not conducive to good health. As an educational organization, a school district should provide both effective educational programs and a positive example to students concerning the use of tobacco.

In order to promote the general health, welfare and well-being of students and staff, smoking, chewing or any other use of any tobacco products by students is banned from all school property.

For purposes of this policy, the following definitions apply:

1. "School property" means all property owned, leased, rented or otherwise used or contracted for by a school including but not limited to the following:
  - a. All indoor facilities and interior portions of any building or other structure used for children under the age of 18 for instruction, educational or library services, routine health care, daycare or early childhood development services, as well as for administration, support services, maintenance or storage. The term does not apply to buildings used primarily as residences i.e., teacherages.
  - b. All school grounds over which the school exercises control including areas surrounding any building, playgrounds, athletic fields, recreation areas and parking areas.
  - c. All vehicles used by the district for transporting students, staff, visitors or other persons.
2. "Tobacco" includes cigarettes, cigars, pipe tobacco, snuff, chewing tobacco, vaping, and all other kinds and forms of tobacco prepared in such manner as to be suitable for chewing, smoking or both. "Tobacco" includes cloves or any other product packaged for smoking.
3. "Use" means lighting, chewing, inhaling or smoking any tobacco product.

Disciplinary measures for students who violate this policy shall include in-school detention, out-of-school suspension, revocation of privileges or exclusion from extracurricular activities. Repeated violations may result in suspension from school. In accordance with state law, no student will be expelled solely for tobacco use.

## **Exemptions**

Pursuant to state law, no exemption shall be granted pursuant to this policy. Any previously granted exemption became invalid after July 1, 1999.

Adopted: 1994  
Revised: November 26, 1996  
Revised: July 14, 1998  
Revised: July 25, 2000  
Revised: November 27, 2007  
Revised : February 12, 2019

LEGAL REFS.: 20 U.S.C. 7181 *et seq.* (*Pro-Children Act of 2001 contained in No Child Left Behind Act of 2001 prohibits smoking in any indoor facility used to provide educational services to children*)  
C.R.S.18-13-121  
C.R.S. 22-32-109 (1)(bb)  
C.R.S. 22-32-109.1 (2)(a)(VII) (*policy required as part of safe schools plan*)  
C.R.S.25-14-103.5  
6 CCR 1010-6, Rule 5-306

CROSS REFS.: ADC, Tobacco-Free Schools  
IHAMA, Teaching about Drugs, Alcohol and Tobacco  
JICDA, Student Code of Conduct  
JKD/JKE, Suspension/Expulsion of Students  
KFA, Public Conduct on School Property

Garfield School District No. Re-2, Rifle, Colorado