

Board File ADC

TOBACCO-FREE SCHOOLS

In order to promote the general health, welfare and well-being of students, staff and visitors, smoking, chewing or any other use of any tobacco product by staff, students and members of the public on all school property is prohibited. Aligned with the Colorado Academic Standards, the district's comprehensive health education curriculum framework will include tobacco and vaping prevention education.

In addition, no student is permitted to possess any tobacco product on 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 includes 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.
 - b. All school grounds surrounding any buildings, playgrounds, athletic fields, recreation areas and parking areas if the school is authorized to exercise dominion and control over those areas.
 - c. All vehicles used by the district for transporting of students, staff, visitors or other persons.
 - d. At a school sanctioned activity or event.
2. Tobacco product" means:
 - a. Any product that contains nicotine or tobacco or is derived from tobacco and is intended to be ingested or inhaled by or applied to the skin of an individual, including but not limited to cigarettes, cigars, pipe tobacco, snuff and chewing tobacco; and
 - b. Any electronic device that can be used to deliver nicotine to the person inhaling from the device, including but not limited to an electronic cigarette, cigar, cigarillo or pipe.
 - c. "Tobacco product" does not include any product that has been approved by the appropriate federal agency as a tobacco use cessation product.

3. "Use" means the lighting, chewing, smoking, vaping, ingesting or application of any tobacco product.

Signs will be posted in prominent places on all school property to notify the public that smoking or other use of tobacco products is prohibited in accordance with state law and district policy. This policy will be published in all employee and student handbooks, posted on bulletin boards and announced in staff meetings.

Any member of the general public considered by the superintendent or designee to be in violation of this policy will be instructed to leave school district property. Employees found to be in violation of this policy will be subject to appropriate disciplinary action.

Responsive measures for students who violate this policy may include substance abuse screening, brief intervention, and/or referral to treatment. Disciplinary measures may also be taken for students who violate this policy and may include parent notification, school resource officer notification, in school alternatives, revocation of privileges and 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.

Adopted: November 15, 1994

Revised: August 20, 1996

Revised: March 20, 2001

Revised cross reference: November 19, 2002

Revised: June 3, 2008

Revised: September 3, 2013

Revised: September 3, 2019

LEGAL REFS.:

20 U.S.C. 7971 *et seq.* (prohibits smoking in any indoor facility used to provide educational services to children)

C.R.S. 18-13-121 (furnishing tobacco products to minors)

C.R.S. 22-32-109 (1)(bb) (policy required prohibiting use of tobacco products on school grounds)

C.R.S. 22-32-109.1 (2)(a)(I)(H) (policy required as part of safe schools plan)

C.R.S. 25-14-103.5 (tobacco use prohibited on school property)

C.R.S. 25-14-301 (Teen Tobacco Use Prevention Act)

CROSS REFS.:

KFAA, Public Conduct on District Property

EEAFB-R, Use of School Buses by Community