

Students

TOBACCO

The Governing Board recognizes that tobacco use presents serious health risks and desires to provide support and assistance reducing the number of students who begin or continue to use tobacco. The Superintendent or designee shall establish a comprehensive program that includes consistent enforcement of laws prohibiting tobacco possession and use by students, tobacco-use prevention education including youth development activities, and intervention and cessation activities and/or referrals.

Prohibition Against Tobacco Use

Students shall not possess, smoke or use tobacco, or any product containing tobacco or nicotine, while on campus, while attending school-sponsored activities, or while under the supervision and control of District employees. Prohibited products include, but are not limited to, cigarettes, cigars, miniature cigars, clove cigarettes, smokeless tobacco, snuff, chew packets, and betel.

Student's possession or use of nicotine delivery devices, such as electronic cigarettes, is also prohibited.

These prohibitions do not apply to a student's possession or use of his/her own prescription products.

Prevention Instruction

The District shall provide developmentally appropriate tobacco-use prevention instruction for students at selected grade levels from K-8. Such instruction shall be aligned with state content standards and the state curriculum framework for health education and with any requirements of state and/or federal grant programs in which the District participates.

Intervention/Cessation Services

The District may provide or refer students to counseling, intensive education, and other intervention services to assist in the cessation of tobacco use. When appropriate, such intervention services may be provided as an alternative to suspension for tobacco possession.

Program Planning

The District's tobacco-use prevention and intervention program shall be based on an assessment of tobacco-use problems in District schools and the community, an examination of existing services and activities in the community, and determination of high-risk student populations that are most in need of District services.

TOBACCO (continued)

Program Planning (continued)

The Superintendent or designee shall coordinate with the local health department and county office of education in program planning and implementation. He/she may establish an advisory council including students, parents/guardians, District staff, representatives of the local health department and community organizations, law enforcement professionals, and/or others with demonstrated expertise in tobacco prevention and cessation.

The Superintendent or designee also shall coordinate the District's tobacco-use prevention and intervention program with other District efforts to reduce students' use of illegal substances and to promote student wellness.

The Superintendent or designee shall not accept for distribution any materials or advertisements that promote the use or sale of tobacco products. He/she also shall not accept tobacco-use prevention or intervention funds or materials from the tobacco industry or from any entity which has received funding from the tobacco industry.

Program Evaluation

To evaluate the effectiveness of the District's program and ensure accountability, the Superintendent or designee shall biennially administer the California Healthy Kids Survey or other appropriate student survey at selected grade levels in order to assess student attitudes toward tobacco and student use of tobacco. He /she also shall annually report to the Board, and to the CDE if required, the data specified in Health and Safety Code 104450.

The results of program evaluations shall be used to refine program goals and objectives and make changes as needed to strengthen program implementation.

Because of the additional health risks of tobacco use for prenatal development, the District shall provide outreach, motivational, and other support services to prevent or reduce tobacco use among pregnant and parenting minors, when appropriate.

Information about smoking cessation programs shall be made available and encouraged for students and staff (Health and Safety Code 104420).

Legal Reference: (See next page)

TOBACCO (continued)

Legal Reference: Education Code
48900 Suspension or expulsion (grounds)
48900.5 Suspension, limitation on imposition; exception
48901 Smoking or use of tobacco prohibited
51202 Instruction in personal and public health and safety
60041 Instructional materials , portrayal of effects of tobacco use
Health and Safety Code
104350-104495 Tobacco use prevention education
Penal Code
308 Minimum age for tobacco possession
Code of Regulations, Title 17
6800 Definition, health assessment
6844-6847 Child Health and Disability Prevention program; health assessments
United States Code, Title 20
7111-7117 Safe and Drug-Free Schools and Communities Act
Code of Federal Regulations, Title 21
1140.1-1140.34 Unlawful sale of cigarettes and smokeless tobacco to minors
Attorney General Opinions
88 Ops.Cal.Atty.Gen. 8 (2005)