

Student Involvement with Tobacco and Related Products

State and federal law and Board policy prohibit student use or possession of any tobacco product or controlled substance on school property. This includes marijuana, even if legally purchased through retail establishments or prescribed.

This policy also prohibits student use or possession of any hookah product on school property.

For purposes of this policy, "tobacco product" means 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. "Hookah product" means hookah tobacco and any other product used in a hookah or hookah pen, regardless of whether the product contains tobacco or nicotine. "Use" means lighting, chewing, smoking, ingesting or application of any tobacco product or hookah product.

Disciplinary measures for students who use or possess tobacco products or hookah products on school property include in-house detention, revocation of privileges and exclusion from extracurricular activities. Repeated violations may be considered defiance of authority and result in suspension from school. In accordance with state law, no student will be expelled solely for tobacco use.

Delivery mechanisms for tobacco products, hookah products and controlled substances

Student use or possession of any delivery mechanism or device that is commonly used for the consumption, ingestion, inhalation or application of tobacco products, hookah products or controlled substances is prohibited on school grounds. This includes but is not limited to hookahs, hookah pens, vape pens and electronic cigarettes.

In addition to violating Board policy, such devices compromise the health and well-being of students and staff members, and their use on school grounds is disruptive to the learning environment. Because such devices may be used with tobacco products, hookah products or controlled substances, disciplinary consequences more severe than are imposed for use or possession of tobacco products or hookah products are warranted, and shall include but not be limited to suspension from school.

Using, possessing or being under the influence of controlled substances is a separate offense that may warrant discipline in addition to consequences imposed for violation of this policy.

First Reading: March 18, 2015

Adopted: April 15, 2015

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 (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)
6 CCR 1010-6, Rule 5-306

CROSS REFS.: ADC, Tobacco-Free Schools
IHAMA, Teaching about Drugs, Alcohol and Tobacco
JICH, Drug and Alcohol Use by Students
KFA, Public Conduct on School Property