

WOODLAND JOINT UNIFIED SCHOOL DISTRICT

Board Policy: 3513

BUSINESS AND NON-INSTRUCTIONAL OPERATIONS

Tobacco Free Schools

Ample research has demonstrated the health hazards associated with the use of tobacco products, including the smoking and the breathing of secondhand smoke. Tobacco use is the major single preventable cause of disability and premature death in the nation. As required by law, the District provides instructional programs designed to discourage students from using tobacco products. District employees are expected to serve as models for good health practices that are consistent with these instructional programs.

The Governing Board is charged with the responsibility of establishing policies that provide for the health and safety of students, employees and the general public. This prohibition applies to all employees, students, visitors and other persons at any school or school-sponsored activity or athletic event. The School Board therefor prohibits the use of products containing tobacco and/or nicotine, including, but not limited to, smokeless tobacco, snuff, chew, clove cigarettes, and nicotine delivery devices, such as electronic cigarettes, any time, in charter school or school district-owned or leased buildings, on school or district property, and in school or district vehicles. However, this section does not prohibit the use or possession of prescription products, or other cessation aids such as nicotine patches or nicotine gum. Student use or possession of such products must conform to laws governing student use and possession of medications on school property. Other vapor emitting electronic devices, such as electronic hookah, with or without nicotine content, that mimic the use of tobacco products, are also prohibited.

The Superintendent or designee shall inform students, parents/guardians, employees and the public about this policy. All individuals on District premises share in the responsibility of adhering to this policy and informing appropriate school officials of any violations.

The Superintendent or designee shall maintain a list of clinics and community resources which may assist employees and students who wish to stop using tobacco products.

Legal Reference:

Education Code

- 48901 Smoking or Use of Tobacco; Steps to Discourage Health and Safety Code
- 104420 Implementation of Article; Leadership; Duties of State Department of Education
- 39002 Control of Air Pollution From Non-vehicular Sources

PERB Rulings

CSEA #506 and Associated Teachers of Metropolitan Riverside v. Riverside Unified School District (1989) PERB Order No. 750 (13 PERC 20147)

Eureka Teachers Assn. v. Eureka City School District (1992) PERB Order No. 955 (16 PERC 23168)

Board Adopted: 6-26-2003

Revised: 9-26-2013

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Administrative Regulation: 3513

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Rationale for Adopting a Tobacco Free Schools Policy

Tobacco use, including smoking and the breathing of second-hand smoke, is incompatible with the goal of public education to provide a safe and healthy learning environment. This prohibition will provide the following benefits:

Educational Benefits - will support existing prevention education efforts, policies, and curriculum; adult role models will offer a consistent message that tobacco use in any form is unhealthy.

Health Benefits - will provide a healthier environment for students, staff, and community; will eliminate the possibility of health consequences associated with secondhand smoke (while at school) and lessen the risk of related illnesses for those who quit or reduce their tobacco use.

Economic Benefits - will reduce medical costs and lost wages caused by health problems related to tobacco use.

The success of this policy will depend upon the thoughtfulness, consideration, and cooperation of both tobacco users and non-users. All individuals on school premises share in the responsibility for adhering to and enforcing this policy.

Employee Notification and Enforcement Procedures

The Superintendent or designee shall notify employees of the District's tobacco-free schools policy. The notification shall also inform them of:

1. Their need to abide by District policy as a condition of employment.
2. The dangers of tobacco use in the workplace, including its threat to the health and safety of employees, students and the public.
3. Available resources which may help employees stop using tobacco.
4. Disciplinary actions, in accordance with Board policy, state law and applicable collective bargaining agreements, shall be progressive in nature.

Community Notification and Enforcement Procedures

Signs prohibiting the use of tobacco shall be prominently displayed at all entrances to school property. The District's tobacco-free schools policy will also be announced at events which include public attendance.

Community members who smoke on District property shall be informed of the District's tobacco-free school policy and asked to refrain from smoking. If the person fails to comply with this request, the following actions may ensue:

1. The matter may be referred to the Superintendent or designee responsible for the area or the event.
2. If the person fails to refrain when so requested by the Superintendent or designee, the Superintendent or designee may direct him/her to leave school property.
3. If necessary, the Superintendent or designee may request local law enforcement assistance in removing the person from school premises.
4. When individuals repeatedly violate the tobacco-free schools policy, the Superintendent or designee may prohibit them from entering District property for a specified period of time.

Board Reviewed: 6-26-2003