

TOBACCO, NICOTINE AND CONTROLLED SUBSTANCE DELIVERY MECHANISMS

- 1.0 State and federal law and District Policy prohibit the use or possession of any tobacco or nicotine product or controlled substance on school property. This includes marijuana, even if legally purchased through retail establishments or prescribed.
- 2.0 The use or possession of any delivery mechanism or device that could be used for the consumption, ingestion, inhalation or application of tobacco or nicotine products or controlled substances is prohibited on school grounds. This includes without limitation pipes, hookah pens, vaporizers, and electronic cigarettes. In addition to violating District 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 either tobacco or nicotine products or with controlled substances, disciplinary consequences more severe than are imposed for tobacco/nicotine products are warranted.
- 3.0 Accordingly, the typical progression of violations of this policy is:
 - 3.1 **1st Offense** – Education about the policy should be provided and student may be suspended out of school for up to one (1) day. Alternative to suspension opportunities may be considered by school administration as described in District Policy 5010. The device will be confiscated and will only be returned to parents upon request.
 - 3.2 **2nd Offense** – Student may be suspended for up to three (3) days in or out of school. Alternative to suspension opportunities may be considered by school administration as described in District Policy 5010. The device will be confiscated.
 - 3.3 **3rd Offense** – Student may be suspended up to five (5) days.
- 4.0 Using, possessing or being under the influence of tobacco, nicotine or controlled substances are separate offenses that may warrant discipline in addition to the consequences described above and as set forth in the applicable District Policies.

LEGAL REFERENCES:

C.R.S 22-32-109 (1) (bb) (I)
C.R.S. 25-14-103.5 (6)

CROSS REFERENCES:

Policy 3740
Policy 5000
Policy 5010
Policy 5050