

## **Board Policy 3513.3 (a)**

### **Business and Noninstructional Operations**

#### **Tobacco-Free Schools**

The Governing Board recognizes the health hazards associated with tobacco products, including the breathing of second-hand smoke, and desires to provide a healthy environment for students and staff. Employees are encouraged to serve as models for good health practices that are consistent with the district's instructional programs.

The Board prohibits the use of products containing tobacco and/or nicotine, including, but not limited to, smokeless tobacco, snuff, chew, clove cigarettes, and electronic nicotine delivery systems, such as electronic cigarettes at any time in the district-owned or leased buildings, on district property and in district vehicles. (Health and Safety Code 104420; Labor Code 6404.5; 20 USC 6083) Other vapor emitting electronic devices, such as electronic hookah, with or without nicotine contents, that mimic the use of tobacco products, are also prohibited. However, this section does not prohibit the use or possession of prescription products, or other cessation aids such as nicotine patches or nicotine gum. Students use or possession of such products must conform to laws governing student use and possession of medications on school property.

This prohibition applies to all employees, students, and visitors at any school-sponsored instructional program, activity, or athletic event held on or off district property. Any written joint use agreement governing community use of district facilities or grounds shall include notice of the district's tobacco-free schools policy and consequences for violations of the policy.

The Superintendent or Superintendent's designee shall communicate information about this policy and enforcement procedures to school personnel, parents/guardians, students, and the community.

*(cf. 4118 – Suspension/Disciplinary Action)*

*(cf. 4218 – Dismissal/Suspension/Disciplinary Action)*

*(cf. 5144.1 – Suspension and Expulsion/Due Process)*

Signs prohibiting the use of tobacco shall be prominently displayed at all main entrances to school property.

The Superintendent of Superintendent's designee shall maintain a list of clinics and other resources which may assist individuals who wish to stop using tobacco products.

*(cf. 4159 – Employee Assistance Programs)*

**Board Policy 3513.3 (b)**

*Legal Reference:*

EDUCATION CODE

48901 *Smoking or use of tobacco; steps to discourage*

HEALTH AND SAFETY CODE

39002 *Control of air pollution from nonvehicular sources*

104420 *Implementation of tobacco use prevention program*

LABOR CODE

6404.5 *Occupational safety and health: use of tobacco products*

UNITED STATES CODE, TITLE 20

6083 *Nonsmoking policy for children's services*

PERB RULINGS

*CSEA #506 and Associated Teachers of Metropolitan Riverside v. Riverside Unified School District (1989)*

*Eureka Teachers Assn v. Eureka City School District (1992) PERB Order #955 (16 PERC 23168)*

Adopted: February 13, 1992  
Revised: 3/14/96; 2/25/03; 11/13/13

**WEST SONOMA COUNTY UHSD**  
Sebastopol, California