

## **PHILOSOPHY**

The Board of Trustees of this school district finds there are health risks involved with the use of tobacco products and that research shows a direct correlation between the early use of tobacco and the experimentation with alcohol and other controlled substances at an earlier age. Therefore, the Caldwell School District is committed to cooperating with parents and the community in helping students understand the health risks and legal consequences of tobacco use in the promotion of health and well-being of all students.

It is the intent of this policy to be consistent with all federal, state, and municipal statutes and ordinances related to the prohibition of the use, possession or distribution of tobacco products by students.

In those circumstances where district employees have probable cause to believe that a violation of this policy has occurred, school administration is to be notified and involved in consultive and investigative roles.

## **DEFINITIONS**

“Tobacco” will mean any cigar, cheroot, stogie, smoking tobacco (including granulated, plug, cut, crimp, cut, ready rubbed and any other kinds and forms of tobacco suitable for smoking in a pipe or cigarette, chewing, tobacco including cavendish, twist, plug, scrap and any other kinds and forms of tobacco suitable for chewing) and snuff, however prepared; and will include any other articles or products made of tobacco or any substitute, including cigarettes which includes the ordinary context of that word and will be any roll for smoking, made wholly or in part of tobacco where such roll has a wrapper that is wholly or in the greater part made of tobacco.

“Student Assistance Team” is a team of professional school staff members charged with assisting students toward a more successful school experience when consistently inappropriate school behavior seems to impede success.

“Tobacco Education Group” is a group lasting 8-12 weeks which will provide basic information of the processes and effects of tobacco use, and will encourage participants to adopt healthier habits.

## **POLICY**

It is a violation of this policy for any student to use, possess, procure or attempt to procure or dispense or distribute any tobacco while on school property or while attending a school activity or event or while being transported to or from school or school-sponsored events in school owned and/or contracted for vehicles of any kind or at any location, public or private, where students are attending as representatives of this district.

Possession includes on the person, locker, vehicle and/or any other location over which the student is exercising some control by the placement of any tobacco.

**ENFORCEMENT PROCEDURES:**

Students found in violation of this policy will be subject to the following disposition:

1. First Offense:
  - A. Parents or legal guardian will be contacted.
  - B. The School Resource Officer or other law enforcement official will be notified.
  - C. The student will be required to attend a Tobacco Education Group provided by the district.
  - D. The student will be referred to the building Student Assistance Team.
2. Second Offense:
  - A. Parents or legal guardian will be contacted.
  - B. The School Resource Officer or other law enforcement official will be notified.
  - C. The student will be suspended for three (3) days.
  - D. The student will be referred to the building Student Assistance Team.
3. Third Offense:
  - A. Parents or legal guardian will be contacted.
  - B. The School Resource Officer or other law enforcement official will be notified.
  - C. The student will be suspended pending a hearing with the Board of Review.



**LEGAL REFERENCE:**

Idaho Code Section 33-205  
20-516  
33-1605  
63-2502  
36-2551(1)  
08.02.03 Rules Governing Thoroughness  
160  
451  
Individuals with Disabilities Education Act  
PL 94-142 and subsequent amendments  
Section 504 of the 1973 Rehabilitation Act  
Americans with Disabilities Act

**ADOPTED:** September 16, 1996

**REVISION:** December 14, 1998