



Santa Ana Unified School District

BOARD POLICY NO: 5131.62

EFFECTIVE: 6/12/2018

REVIEWED: 05/22/2018

SUBJECT: **Tobacco**

CATEGORY: Students

RESPONSIBLE OFFICE(S): K-12 School Performance and Culture, Pupil Support Services

SCOPE:

The Governing Board recognizes that tobacco use presents serious health risks and desires to ensure that, through adoption of consistent policies and education students are made aware of those risks and, to the extent possible, protected from them. (ct. 3513.3- Tobacco-Free Schools)

POLICY:

The Superintendent or designee shall provide prevention, intervention, and cessation education, information, activities, and/or referrals to district or community programs and shall ensure consistent enforcement of district policies prohibiting student possession and use of tobacco products. The district shall provide developmentally appropriate tobacco-use prevention instruction for students at selected grade levels from K-12. Such instruction will be aligned with state standards and the state curriculum framework for health education and with any requirements of state and/or federal grant programs in which the district participates.

The Superintendent or designee shall select tobacco-use prevention programs based on the model program designs identified by the California Department of Education (CDE) and may adapt the model to meet district needs. (Health and Safety Code 24197)

The Superintendent or designee shall not accept for distribution any materials from the tobacco industry or from any entity which is known to have received funding from the tobacco industry.

Students shall not smoke, chew, vape or possess any products containing tobacco or nicotine products on school property or during school hours, at school-sponsored events, or while under the supervision of district employees. Students who violate this prohibition shall be subject to disciplinary procedures which may result in suspension from school. (ci. 5131.71- Zero Tolerance) (cl. 5144.1- Suspension and Expulsion/Due Process) The district may provide or refer students to counseling, intensive education, and other intervention services to assist in the cessation of tobacco use. Such interventions services may be provided as an alternative to suspension.

Parents will be provided educational material, resources and linkages to interventions for their child for tobacco related offenses.



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DESIRED OUTCOME:

Reduce the exposure and experimentation with tobacco related products in order to promote the health and well-being of students. In order to evaluate the effectiveness of the district's program and ensure accountability, the Superintendent or designee shall biennially administer the California Healthy Kids Survey or other appropriate student survey at selected grade levels in order to assess student attitudes toward tobacco and student use of tobacco.

IMPLEMENTATION GUIDELINES AND ASSOCIATED DOCUMENTS:

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

TUPE Acceptance of Funds Guidance

Health Education Content Standards for California Public Schools: Kindergarten – Grade 12, 2008

Health Framework for California Public Schools: Kindergarten- Grade 12, 2008

Getting Results: Part II California Action Guide to Tobacco Use Prevention Education, 2000
Guidebook for the California Healthy Kids Survey

WEB SITES

California Department of Education, Tobacco-Use Prevention Education:

California Department of Public Health, Tobacco Control:

California Healthy Kids Survey:

Centers for Disease Control and Prevention, Smoking and Tobacco Use:

US Surgeon General

Legal Reference:

EDUCATION CODE

8900 Suspensions or expulsions (grounds)

48900.5 Suspension, limitation on imposition; exception

48901 Smoking or use of tobacco prohibited

51202 Instruction in personal or public health and safety

60041 Instructional materials, portrayal of effects of tobacco use

BUSINESS AND PROFESSIONS CODE

22950.5 Stop Tobacco Access to Kids Enforcement Act; definitions

HEALTH AND SAFETY CODE

104350-104495 Tobacco-use prevention education



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104559 Tobacco use prohibition

119405 Unlawful to sell or furnish electronic cigarettes to minors

PENAL CODE

308 Minimum age for tobacco possession

CODE OF REGULATIONS, TITLE 17

6800 Definition, health assessment

6844-6847 Child Health and Disability Prevention Program; health assessments

UNITED STATES CODE, TITLE 20

7111-7122 Student Support and Academic Enrichment Grants

CODE OF FEDERAL REGULATIONS, TITLE 21

1140.1 – 1140.34 Unlawful sale of cigarettes and smokeless tobacco to minors

ATTORNEY GENERAL OPINIONS

88 Ops.Cal.Atty.Gen 8 (2005)

ADOPTION AND REVISION HISTORY:

(04/98) 06/18