

Use of Tobacco Products, Alcohol, and/or Drugs or Inhalant Delivery Systems**

~~The Board recognizes its responsibility to promote the health, welfare, and safety of students, staff, and others on district property and at school-sponsored activities.~~

Student possession, use, distribution or sale of tobacco products, inhalant delivery systems, alcohol or unlawful drugs, including drug paraphernalia, on or near any district property or grounds, including parking lots, or while participating in school-sponsored related activities is prohibited and will result in disciplinary action, and, if appropriate, referral to law enforcement officials.

If possession, use, distribution or sale occurred near district grounds, disciplinary action may include removal from any or all extracurricular activities and /or denial or forfeiture of any school honors or privileges (e.g., valedictorian, salutatorian, student body, class or club office positions, senior trip, prom, etc.). If possession, use, distribution or sale occurred on district grounds, at school-sponsored activities or otherwise while the student was under the jurisdiction of the school, students will be subject to discipline up to and including expulsion. Denial and/or removal from any or all extracurricular activities and/or forfeiture of any school honors or privileges may also be imposed. A student may be referred to law enforcement officials. Parents will be notified of all violations involving their student and subsequent action taken by the school.

A referral to community resources and/or cessation programs designed to help the student overcome tobacco product, inhalant delivery system, alcohol or unlawful drug use may also be made. The cost of such programs are the individual responsibility of the parent and the private health care system.

Clothing, bags, hats, and other personal items used to display, promote or advertise tobacco products, inhalant delivery systems, alcohol or unlawful drugs are prohibited on all district grounds, including parking lots, at school-sponsored activities and in district vehicles.

Any person under age 21 possessing a tobacco product or inhalant delivery system on district property, in a district facility or while attending district-sponsored activity is in violation of state law and is subject to a court-imposed fine.

Any person who distributes, sells or allows to be sold, tobacco products or any substance sold for the purpose of being smoked, vaporized or aerosolized, in any form, a tobacco-burning or

inhalant delivery system device, to a person under 21 years of age is in violation of state law and is subject to a court-imposed fine.

An “unlawful drug” is any drug as defined by the Controlled Substances Act including, but not limited to, marijuana, cocaine, opiates, amphetamines and phencyclidine (PCP). As used in this policy, unlawful drug also means possession, use, sale or supply of prescription and nonprescription drugs in violation of Board policy and any accompanying administrative regulation.

District administrators acting on reasonable suspicion may request that students participate in a breathalyzer screening for alcohol at school or prior to or during a school-sponsored event. If a student refuses, he/she may be subject to school discipline and/or referral to law enforcement officials.

A dangerous drug is defined as any controlled substance as defined in ORS 475.005 (6), illegal drug, or other drug obtainable with or without a prescription that has been or may be used in a manner dangerous to the health of the user. This includes, but is not limited to marijuana, cocaine, heroin, stimulants, depressants, hallucinogenics, anabolic steroids, and performance enhancing substances. Drug paraphernalia is defined as an instrument or device used or designed to be used to inject, or otherwise consume, any dangerous drug, including tobacco or alcohol.

The possession, use, sale or supply of any dangerous drug, drug paraphernalia, alcohol, tobacco or any imitation substance, on or near the district premises, at any school-related activity, or in district-owned, rented, or leased vehicles is prohibited.

Students who use, possess, sell, supply, or are under the influence of alcohol, and other dangerous drugs or an imitation substance, or are in possession of drug paraphernalia on or near district property during school hours or at any school-related activity, are subject to an immediate suspension of up to ten school days and/or expulsion up to one calendar year. The student is also subject to additional education programs and obligations established by the district.

Use or possession of tobacco, in any form, on or near campus may lead to immediate suspension.

Expulsion proceedings for students who have individualized education programs or 504 plans will be in accordance with specific regulations and procedures as prescribed by law.

Unlawful delivery of dangerous drugs a controlled substance to a student or minor within 1,000 feet of school district property is a Class C felony, as provided by ORS 475.904 illegal and will be reported to law enforcement officials.

END OF POLICY

Legal References:

[ORS 153.018](#)
[ORS 161.605](#)
[ORS 161.625](#)
[ORS 163.575](#)
[ORS 332.107](#)
[ORS 336.067](#)
[ORS 336.222](#)

[ORS 336.227](#)
[ORS 339.240](#)
[ORS 339.250](#)
[ORS 339.883](#)
[ORS 431.840](#)
[ORS 431.845](#)
[ORS 431A.175](#)

[ORS 433.835 to 433.990](#)

[ORS Chapter 475](#)

[OAR 581-021-0050 to 0075](#)

[OAR 581-021-0110](#)

[OAR 581-022-0413](#) 2045

[OAR 581-053-0230\(9\)\(s\)](#)

[OAR 581-053-0330\(1\)\(m\)-\(o\)](#)

[OAR 581-053-0430\(12\)-\(14\)](#)

[OAR 581-053-0531\(11\)-\(13\)](#)

[OAR 581-053-0630](#)

[OAR 584-020-0040](#)

[OAR 581-053-0015](#)

[OAR 581-053-0545\(4\)\(e\)\(R\)-\(T\)](#)

[OAR 581-053-0550\(5\)\(q\)-\(s\)](#)

[SB 754 \(2017\)](#)

Controlled Substances Act, 21 U.S.C. § 812 (2017); Schedules of Controlled Substances, 21 C.F.R. §§ 1308.11—1308.15 (2006) (2017).

Pro-Children Act of 1994, 20 U.S.C. §§ 6081-6084 (2017).

Safe and Drug-Free Schools and Communities Act, 20 U.S.C. §§ 7101-7117 (2006) (2017).