

TOBACCO USE BY STAFF MEMBERS / SMOKING

The use, possession and distribution of tobacco products, e-cigarettes and nicotine liquid containers, alcoholic beverages, mood-altering substances and illicit drugs is prohibited in the following locations:

- School grounds.
- School buildings.
- School parking lots.
- School playing fields.
- School buses and other District vehicles.
- Off campus school sponsored events.

The meaning of the terms included herein shall be as provided in New Mexico Administrative Code 6.12.4.1 through 6.12.4.9. Notice of this policy shall be made by a listing of prohibited items that will be included in a Tobacco, Drug and Alcohol-Free School notice posted at the entrance to school buildings and athletic events.

The Superintendent may establish procedures necessary to implement this policy. Disciplinary penalties may be imposed in accord with policies of the District regarding employee conduct and disciplinary actions.

The prohibitions do not apply to an adult when possession or use of the tobacco products are for demonstration purposes as a necessary instructional component of a tobacco prevention or cessation program that is:

- Approved by the school.
- Established in accord with New Mexico Revised Statute.

Adopted: date of manual adoption

LEGAL REF.: 24-16-3 NMSA *et seq.*, Dee Johnson Clean Air Act

6.12.4.8 NMAC

1994 Op. Att'y Gen. No. 94-03, 1994 N.M. AG LEXIS 4.

20 U.S.C. 6083 Pro-Children Act of 1994 (Environmental Tobacco Smoke).

34 C.F.R. Part 85 Drug Free Workplace Act

CROSS REF.: GBEB – Staff Conduct

GCQF – Discipline, Suspension, Termination and Discharge
of Professional Staff Members

GDQD – Discipline, Suspension, Termination and Discharge
of Support Staff Members

JICG – Tobacco Use by Students

KF – Community Use of School Facilities

KFAA – Tobacco Use on School Premises at Public Functions

Note: This material is written for informational purposes only, and Page 28 of 91 not as legal advice. You may wish to consult an attorney for further explanation.