

TOBACCO USE ON SCHOOL PREMISES

The use, possession and distribution of tobacco products, e-cigarettes and nicotine liquid containers, alcoholic beverages, mood-altering substances and illicit drugs ~~The use of tobacco products or smoking~~ 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 and a listing of prohibited items will be included in a Tobacco, Drug and Alcohol Free School notice posted at the entrance to school buildings and athletic events.

All District employees are expected to cooperate in the enforcement of this policy. Members of the public using or blatantly flaunting prohibited products on school premises and failing to respond to a verbal warning shall be requested to leave the premises by school supervisory personnel in accord with laws on trespass. Law enforcement may be notified to assist with enforcement.

No school employee who in good faith reports any known or suspected use, possession or distribution of alcoholic beverages, mood-altering substances or illicit drugs shall be held liable for any civil damages as a result of such report or efforts to enforce this policy.

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.

Adopted: July 20, 2012

Amended: March 24, 2014

LEGAL REF.: 24-16-3 et seq. NMSA Dee Johnson Clean Air Act
6.11.2.9 NMAC
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.: GBED - Tobacco Use by Staff Members
JICG - Tobacco Use by Students

REGULATION**REGULATION****TOBACCO USE ON SCHOOL PREMISES AT
PUBLIC FUNCTIONS**

All entrances to buildings and athletic facilities will be posted with a notice that these facilities are tobacco, ~~free~~ alcohol and drug free and that use, possession and distribution of tobacco products, e-cigarettes and nicotine liquid containers, alcoholic beverages, mood-altering substances and illicit drugs in school buildings and on school premises is prohibited. Announcements will be made at school activities and events.

All District employees are expected to cooperate in the enforcement of this policy. Student violations shall be reported to administrative personnel. ~~A verbal warning~~ Public and community violators should be given a verbal warning. If there is continued violation or a second violation of the prohibition by public or community persons, ~~the employee's~~ supervisory personnel must be notified for appropriate corrective action.

Members of the public using or blatantly flaunting ~~tobacco or tobacco~~ prohibited products on school premises and failing to respond to a verbal warning shall be requested to leave the premises by school supervisory personnel in accord with laws on trespass. Law enforcement may be notified to assist if required.