

## TOBACCO USE BY STUDENTS

The use, possession and distribution of tobacco products, e-cigarettes and nicotine liquid containers, alcoholic beverages, mood-altering substances and illicit drugs ~~The possession or use of tobacco products, man-made tobacco derivatives and products or smoking, including e-cigarettes, of any kind is prohibited in the following locations:~~

- School grounds.
- School buildings.
- School parking lots.
- School playing fields.
- School buses and other District vehicles.
- Transportation pick-up areas
- 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 a part of the student handbook 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.

The Superintendent may establish procedures necessary to implement this policy. Disciplinary penalties ~~for smoking, including e-cigarettes, the possession or use of tobacco or similar products~~ may include, but are not limited to, suspension of the student from school or a recommendation for expulsion when there is evidence of repeated and continuous violation of this policy.

All District employees are expected to cooperate in the enforcement of this policy. Student violations shall be reported to administrative personnel.

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.

EXCEPTION: Lawful possession or use by a minor of a tobacco-cessation product approved by the United States Food and Drug Administration shall be permitted by students following district policies for student self-administration of medications.

*Adopted: July 20, 2012*

*Amended: March 24, 2014*

LEGAL REF.: 24-16-3 et seq. NMSA 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.: GBED - Tobacco Use by Staff Members  
JK – Student Discipline  
JKD – Student Suspension/Expulsion  
JLCD – Administering Medications to Students  
KF – Community Use of School Facilities  
KFAA - Tobacco Use on School Premises at Public Functions

GADSDEN INDEPENDENT SCHOOL DISTRICT  
7/20/2012