

## **Use of Tobacco, Alcohol or Drugs**

Student substance abuse, possession, use, distribution or sale of tobacco, alcohol or unlawful drugs, including drug paraphernalia or any substance purported to be an unlawful drug, on or near district grounds or while participating in school-sponsored activities is prohibited and will result in disciplinary action. If possession, use, distribution or sale occurred near district grounds, disciplinary action will follow according to district procedures and extracurricular code if applicable 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 shall 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, 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, alcohol or unlawful drugs are prohibited on district grounds, at school-sponsored activities and in district vehicles.

Any person under age 18 possessing a tobacco product commits a Class D violation and is subject to a court-imposed fine, as provided by ORS 167.400.

Any person who distributes, sells or causes to be sold, tobacco in any form or a tobacco-burning device, to a person under 18 years of age commits a Class A violation and is subject to a court-imposed fine, as provided by ORS 163.575.

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 regulations.

Unlawful delivery of a controlled substance to a student or minor within 1,000 feet of district property is a Class A felony, as provided by ORS 475.999.

## END OF POLICY

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### Legal Reference(s):

ORS 153.018  
ORS 161.605  
ORS 161.625  
ORS 163.575  
ORS 167.400  
ORS 332.107  
ORS 336.067  
ORS 336.222  
ORS 336.227  
ORS 339.240  
ORS 339.250  
ORS 339.865  
ORS 431.840  
ORS 431.845  
ORS 433.835 - 433.990  
ORS Chapter 475

OAR 581-021-0050 to -0075  
OAR 581-022-0413  
OAR 581-053-0015  
OAR 581-053-0545 (4)(c)(R,S,T)  
OAR 581-053-0550 (5)(t,u,v)  
OAR 584-020-0040

Controlled Substances Act, 21 U.S.C. Section 812, schedules I through V; 21 CFR 1308.11-1308.15 (2001).  
Pro-Children Act of 1994, 20 U.S.C. Sections 6081-6084.  
Safe and Drug-Free Schools and Communities Act, 20 U.S.C. Sections 7101-7117.