

# **Liberty Union High School District**

## **Board Policy**

Classification:	Students	Policy No.	<b>BP5131.6</b>
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		Effective	1/21/87
Subject:	<u>Drugs, Tobacco, Alcohol</u>	Revised	04/22/15

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The use of tobacco, alcohol, and other drugs may adversely affect a student's ability to achieve academic success, is physically and emotionally harmful, and has serious social and legal consequences. Therefore, the Governing Board shall establish policies to keep district schools free of tobacco, alcohol, and other drugs.

The Board charges district staff to make every effort to reduce the chances that students will begin or continue the use of tobacco, alcohol, and other drugs. Alcohol, like other controlled substances, is illegal for use by minors. The Superintendent or designee shall develop a comprehensive prevention program that includes instruction, intervention, recovering student support and enforcement/discipline. The Superintendent or designee shall clearly communicate to students, staff, and parents/guardians all Board policies, regulations, procedures, and school rules related to this prevention program. Special efforts shall be made to ensure that these materials are understood by parents/guardians and students of limited literacy or limited English proficiency.

To obtain the widest possible input and support for district policies and programs, the Superintendent or designee shall appoint a district-wide school-community advisory committee to make recommendations to administration related to the prevention of tobacco, alcohol, and other drug abuse.

### **Drugs and Alcohol**

It shall be the policy of the Liberty Union High School District to take positive action through education, prevention, intervention, counseling, parental involvement, medical referral, and police referral in the handling of incidents in the schools involving the possession, sale, and/or use of behavior affecting substances and drug paraphernalia. These substances shall include but not be limited to marijuana, LSD, glue, alcohol, and barbiturates.

Students involved in the possession, sale, and/or use of behavior affecting substances as stated above shall be subject to disciplinary procedures which may result in suspension or expulsion.

School properties may be inspected by school authorities in the interest of maintenance, health, and safety. Inspections for the locations of drugs, narcotics, liquor, weapons, poisons, and missing properties are matters relating to health and safety and may be regarded as reasonable purposes of inspection by school personnel; so long as such inspections are conducted in accordance with constitutional requirements of applicable state law relating to searches and seizures.

### **Tobacco**

It shall be the policy of the Liberty Union High School District that students are not allowed to smoke, to possess, or to use any tobacco or any product containing tobacco or nicotine products. This prohibition includes clove cigarettes, smokeless tobacco, snuff, chew, and betel.

Students' possession or use of electronic cigarettes, electronic hookahs, and other vapor-emitting devices, with or without nicotine content, that mimic the use of tobacco products is also prohibited.

Students are not allowed to use or to possess said products on school property, or during school sponsored activities, or while under the supervision and control of district employees.

Students who violate this policy shall be subject to disciplinary procedures and may be subject to suspension or expulsion.

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The Governing Board shall provide information and/or instruction regarding the effects of smoking on the human body and shall take steps to discourage students from making it a practice to smoke.

### Legal Reference

#### Education Code:

44049 Known or suspected alcohol or controlled substance abuse by student  
48900 Suspension or expulsion (grounds)  
48902 Notification of law enforcement authorities; civil or criminal immunity  
48900.5 Suspension, limitation, or imposition; exception  
48901 Smoking and possession of tobacco on school premises  
48909 Narcotics and other hallucinogenic drugs  
49423 Administration of prescribed medication  
49480 Notice to school by parent or guardian; consultation with physician  
51202 Instruction in personal and public health and safety  
51260 Instruction in drug education  
51262 Use of anabolic steroids; legislative finding and declaration  
51265 Gang violence and drug and alcohol abuse prevention inservice

#### Health and Safety Code:

11032 Narcotics, restricted dangerous drugs and marijuana; construction of terms used in other divisions  
11353.6 Juvenile Drug Trafficking and Schoolyard Act  
11357 Marijuana possession fines and punishment; one ounce distinction  
11361.5 Records of arrest or conviction; timely destruction of; hearings to order; methods of destruction; official consequences of marijuana arrests to terminate with records thereof  
11372.7 Drug program fund; uses  
11998-11998.3 Drug and Alcohol Abuse Mater Plans  
11999-11999.3 Alcohol and drug program funding; no unlawful use

#### Drug-Free Schools and Community Act of 1986

Public Law 99-570

(1/85 5/85 11/86 9/87 3/88 12/88 3/89 12/89)