



**Responsible Office:** Office of Strategies

## **BOARD POLICY 5250**

### **ALCOHOL, TOBACCO AND CONTROLLED SUBSTANCES - STUDENT PREVENTION AND INTERVENTION**

#### **PURPOSE**

The Board of Trustees (Board) recognizes that the use of alcohol, tobacco and controlled substances can be detrimental to students and has far reaching impact on academic achievement as well as physical and mental health implications. Such behavior can impact a student's social and emotional growth, lead to poor student performance, and can adversely affect a student's capacity to be a productive and engaged member of the school community/climate. The Board of Trustees (Board) hereby adopts this Board Policy for the prevention and intervention of student use of alcohol, tobacco, and controlled substances.

#### **DEFINITIONS**

1. "Alcohol" includes but is not limited to beer, wine, wine cooler, liquor, liqueur, mixed alcoholic beverages, fermented malt beverages or malt, vinous, spirituous liquors, or any product, including "non-alcoholic" beer, containing an alcohol content greater than zero that is used for the purpose of intoxication.
2. "Controlled substance" includes but is not limited to any drug listed in the official United States Pharmacopoeia, official Homeopathic Pharmacopoeia of the United States, or official National Formulary, including but not necessarily limited to: narcotics, depressants, stimulants, hallucinogenic or mind-altering drugs or substances, amphetamines, barbiturates, cannabis/marijuana, marijuana concentrate, anabolic steroids (drugs commonly known or referred to as: acid, LSD, speed, quaaludes, valium, cocaine, crack, PCP, ice, and other names), and any other controlled substances as defined in state or federal law, or any prescription or nonprescription drug, medicine, vitamin or other chemical substance not taken in accordance with the District's policy, regulations, or procedures for administering medicines to students. Controlled substance also includes:
  - a. A prescription drug or medication that is not listed as a Controlled Substance under the Uniform Controlled Substances act, which has not been lawfully prescribed for the particular student possessing or using the medication;

- b. A counterfeit controlled substance;
  - c. Controlled substances presented in alternative forms such as edibles, patches, oils, etc.;
  - d. An imitation substance that an individual believes to be a controlled substance or that is represented to be such by or to a student, and/or imitation, synthetic or designer drugs that are used as substitutes or imitations for controlled substances (this includes synthetic cannabinoids or salvia divinorum); and/or
  - e. A chemical compound or substance used to induce a condition of intoxication when inhaled or digested for that purpose. This includes, but is not limited to, household or office products such as aerosol products or liquid correction tape (white out).
3. "District property" includes any building, owned, or leased by the District, used for instruction, administration, support services, maintenance, parking lots or storage; the grounds and surrounding buildings; bus stops; and all District-owned vehicles.
  4. "Drug paraphernalia" refers to all equipment, products and materials of any kind that are used to facilitate or are intended or designed to facilitate, violations of this Board Policy, including planting, growing, producing, processing, testing, analyzing, packaging, containing, injecting, and/or inhaling controlled substances (NRS 453.554).
  5. "Impaired" means under the influence of a substance such that the student's motor senses (i.e., sight, hearing, balance, reaction, reflex) or judgment either are or may be reasonably presumed to be affected. "Under the influence" refers to any level of consumption of alcohol or a controlled substance by a student.
  6. "Marijuana" means any part of the plant genus Cannabis whether growing or not; the seeds thereof, the resin extracted from any part of the plant, including hashish and hash oil: any compound, manufacture, salt, derivative mixture or preparation of the plant, its seeds or resin.
  7. "Possession" refers to having the power or intent to control a prohibited substance and shall include, but is not necessarily limited to, the possession of a prohibited substance in a student's automobile, locker, book bag or desk, or on a student's person on school property or at any school-sponsored activity.
  8. "Tobacco" includes but is not limited to tobacco products, smokeless tobacco products, to include "herbal" or "fake" chew, and any device which simulates smoking such as an electronic cigarette, cigar or pipe, personal vaporizer, e-hookah, or electronic nicotine delivery system.

9. "Use" refers to the consumption, injection, inhalation, or absorption of a prohibited substance into a student's body by any means during normal school hours (including extra-curricular activities).

## **POLICY**

1. In order to ensure the highest possible standards of learning as well as the safety, health and well-being of students, the District is committed to the ongoing implementation and maintenance of a comprehensive Substance Abuse Program which includes prevention, intervention and aftercare support as essential components.
2. The District prohibits the following behaviors by students on District property, at District sponsored activities/events, or when representing the District at an activity/event.
  - a. No student may be impaired or under the influence of alcohol or a controlled substance, as defined in this Board Policy, while on District property, at a District-sponsored event, or while representing the District as part of a school/District organization or team.
  - b. Alcohol and Controlled Substances prohibited. The District prohibits the possession, use, sale, and/or distribution of alcohol, controlled substances, and/or paraphernalia by a student on District property, on District-provided transportation or bus stops, in co-curricular and extracurricular programs, at school-or District-sponsored activities and events, and/or on the way to or going from school.
  - c. Tobacco and E-Cigarettes prohibited. The District prohibits the smoking, use, sale, and/or distribution of tobacco, tobacco products, or paraphernalia by a student on District property, on District-provided transportation or bus stops, in co-curricular and extracurricular programs, and/or at school-or District-sponsored activities and events. This includes carrying lit tobacco products and the use of smokeless tobacco products, to include "herbal" or "fake" chew, or any device which simulates smoking such as an electronic cigarette, cigar or pipe, personal vaporizer, e-hookah, or electronic nicotine delivery system.
  - d. Prescription Medications. The District strives to honor the private medical decisions of families while ensuring a learning environment which is free from disruption. However, the District prohibits the use and management of prescription medications, including cannabinoid products, during school hours unless such use cannot reasonably be accomplished outside of the school day. Administration of prescription medications to qualified students on school grounds, upon a school bus or at a school-sponsored

event shall be in accordance with this Board Policy, associated governing documents of the District, and state and federal laws and regulations. Such administration shall be in accordance with the District's administrative procedures related to student health plans and associated documents.

- e. **Marketing, Display, Promotion.** The District prohibits the marketing, display or promotion of alcohol, tobacco, and/or controlled substances on District property and/or in school- or District-sponsored publications, websites or social media. This includes student possession of any item or article of apparel which displays or has a pro-alcohol, tobacco and/or controlled or illegal substances message.
  - i. Commercial advertisement of prohibited substances shall not apply to the use of such advertisements by students and/or faculty in a school program or activity on the harmful effects of alcohol and drugs.
  - ii. Commercial advertisement of prohibited substances shall not apply to magazines, newspapers and other publications having a general circulation in the community, state and/or nation which are purchased by the school or District for their educational value.
2. **Discipline.** These prohibited behaviors may result in disciplinary action up to and including suspension and/or expulsion from school and school related activities, depending on the nature and intent of the violation, and in accordance with the District's policies and regulations related to student behavior and discipline and applicable state and federal laws and regulations.
3. **Prevention, Intervention, and Recovery**
  - a. Students often need education, assistance, and support as a result of their own or their peer's drug or alcohol use. The District seeks to support students in the decision to remain drug and alcohol free. Prevention education, access to programs, and/or assistance to students displaying signs of harmful involvement will be made available.
  - b. The District shall provide instruction to students with an age-appropriate, grade sequential, alcohol and drug-specific curriculum designed to equip them with accurate information and life skills that positively influence their decisions concerning the use of alcohol, controlled substances, and tobacco.

- c. Recognizing that substance use disorders are progressive, processes shall be in place to interrupt student use and/or abuse for them to receive appropriate assistance at the earliest possible time.
- d. The District shall cooperate with community agencies and juvenile justice officials in providing evaluation, referral, and continuity of care for alcohol or other drug abuse treatment for students.
- e. The District, through its various student support departments, shall collaborate with parents/guardians of students suspected of needing a referral for evaluation or treatment by providing information in order that the family may make a positive determination regarding a student's need for services that extend beyond the general school program.

### **LEGAL REQUIREMENTS AND ASSOCIATED DOCUMENTS**

1. This Board Policy reflects the goals of the District's Strategic Plan and aligns/complies with the governing documents of the District, to include:
  - a. Board Policy 5100, Student Behavior;
  - b. Board Policy 5625, Student Health and Welfare; and
  - c. Board Policy 1505, Visitors to District Property.
2. This Board Policy complies with Nevada Revised Statutes (NRS) and Nevada Administrative Code (NAC) to include:
  - a. Chapter 202, Crimes Against Public Health and Safety, and specifically:
    - i. NRS 202.015 – 202.067, Alcoholic Beverages;
    - ii. NRS 202.2483 – 202.2497, Tobacco;
  - b. Chapter 392, Pupils, and specifically:
    - i. NRS 392.463, Adoption of plan to ensure public schools are safe and free of controlled substances...; and
  - c. Chapter 453, Controlled Substances.
3. This Board Policy complies with the following federal regulations:
  - a. Safe and Drug-Free Schools and Communities Act, 20 U.S.C. §§ 7101 *et seq.*; and
  - b. Controlled Substances Act.

**REVISION HISTORY**

Date	Revision	Modification
9/22/1992	1.0	Adopted
9/26/2017	2.0	Revised: expanded definitions of controlled substances; changed title and number (6164.1, Substance Abuse Prevention)
12/14/21	3.0	Revised: clarify language and align formatting pursuant to BP 9070.