

# ONEONTA CITY BOARD OF EDUCATION

## **POLICY:** SMOKING AND TOBACCO USAGE ON SCHOOL PROPERTY

**POLICY NUMBER:** 608.2

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To promote the welfare of the young people entrusted to its care and in recognition of the acknowledged harmful effects of cigarettes and other tobacco products, both to the smoker and those around him/her, the Board prohibits smoking and the use of other tobacco products in all buildings of the Oneonta City Board of Education at all times.

In concurrence with state law, smoking and the use of other tobacco products are prohibited on the grounds of all Board facilities at all times.

The policy applies to students, employees of the Oneonta City Board of Education, and to visitors on its property. Smoking and tobacco usage policies which are part of the student behavior code are extensions of this policy and are not limited by its scope.

Employees who violate this policy are subject to suspension or other appropriate disciplinary action, including possible termination.

### STATUTORY AUTHORITY:

Legal Ref.: Alabama Administrative Code, 290-030-010-06, Regulations Governing Public, Non-Public Accredited and Non-accredited Schools

### HISTORY:

Adopted: 08/98

Revision Date(s): 11/99, 11/02

Formerly:

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# ONEONTA CITY BOARD OF EDUCATION

## **POLICY: ALCOHOL, TOBACCO, AND OTHER DRUGS (ATOD)**

**POLICY NUMBER: 706.1**

Students shall not be permitted to use, transfer or be in possession of tobacco or tobacco substitutes including electronic cigarettes on school property, or when riding school buses to and from school or on a school-sponsored trip. Parental permission to smoke or otherwise use tobacco does not exempt a student from this policy. Students who violate this policy are subject to suspension or other appropriate disciplinary action according to the Student Handbook.

It shall be the policy of the Oneonta City Board of Education that the school principal or authorized official of the school shall automatically suspend any student found in possession of, or in the act of using:

- (a) alcohol
- (b) marijuana
- (c) drugs (e.g. stimulants, depressants, hallucinogens or opiates) for which the student has no prescription from a duly recognized physician.

The school principal or authorized official of the school shall automatically suspend any student who is caught selling ATOD to others.

The policies in this section apply when the act(s) take place at school, on school grounds, on school buses and/or at any school-sponsored event, during or after regular school hours. Recommendation for expulsion may be made if the situation warrants.

The Principal shall immediately notify the parents or guardians of the student by telephone. If the parents or guardians cannot be reached by phone, the Principal shall then notify them of the action by sending a letter within 24 hours. Care shall be given to afford due process to all students.

Persons, firms, corporations, or associations who knowingly sell, give, or otherwise dispense any ATOD to a school student under the age of eighteen (18) years or who have sold ATOD on school premises shall be liable for prosecution under *Code of Alabama* (16-1-10).

Any person who violates the provisions of this policy concerning ATOD may be arrested on the appropriate warrant, signed by the appropriate school authority.

If, pursuant to a Board hearing, any person is found guilty of violating this policy, such person shall not be admitted to school until any criminal charges or offenses arising from such conduct have been disposed of by proper authorities, and such violator(s) have satisfied all other requirements imposed by the Board as a condition for readmission.

### STATUTORY AUTHORITY:

Legal Ref. Code of Alabama, 16-1-10; 16-1-14; 16-1-24.1; 16-4-13; 16-11-9; 16-11-9; 16-12-1 to -6; 16-41-1 to -10;

### HISTORY:

Adopted: 08/98  
Revision Date(s): 11/02, 07/14  
Formerly:

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### CLASS 3 VIOLATIONS

- 3.01 Due to the Federal Gun-Free Schools Act of 1994 and an Act of the Alabama Legislature 1995: Any student who, after due process has been accorded, is found to have brought a weapon (firearm) to school will be expelled by the Board for a period of not less than one year (365 days). This one-year expulsion requirement applies to students who bring weapons to any setting that is under the control and supervision of the Board including events held off the school campus.

Other incidents that may be grounds for expulsion are, but not limited to, the following:

- 3.02 Use, transfer, or possession of drugs or alcohol, or being under the influence of drugs or alcohol at school, school grounds or at a school sponsored event.
- 3.03 Physically striking a teacher or other board employee.
- 3.04 Bomb threat
- 3.05 Fighting-any physical conflict between two or more individuals.
- 3.06 Repeated infractions of school regulations.
- 3.07 Physical harm or threats (verbal or written) of physical harm to the school or anyone in the school.
- 3.08 Hate mail, obscenity, harassment, inflammatory material, discriminatory remarks, disrespectful language and other behaviors disruptive to the educational environment are prohibited on the local area network, wide area network and the internet. Students who misuse the school system's technology will be subject to denial or computer usage, monetary charges, suspension and/or expulsion. Threatening, intimidating or causing bodily harm to any school employee or other students can result in removal from school. **This includes threats through e-mail or cyberspace.** Violations of civil and/or criminal law relating to technology and its use will result in the notification of law enforcement officials.
- 3.09 Possession of fireworks, firecrackers or stink bombs.
- 3.10 Trespassing. Willfully entering or roaming in any structure, conveyance, or property without being authorized.
- 3.11 Vandalism. Intentionally doing some act that results in injury or damaging by means of real, personal or public property belonging to another.
- 3.12 Stealing-Larceny. The intentional unlawful taking and carrying away of personal property or possession of stolen property.
- 3.13 Sexual offenses. Sexual offense including but not limited to unsolicited written or verbal proposition to engage in sexual acts, sexual battery or sexual harassment
- 3.14 Arson
- 3.15 Assault and battery on student. Actually and intentionally touching or striking another student against the will of the other.
- 3.16 Extortion. Verbally or by written or printed communication, maliciously threatening to accuse another of any crime or offenses.
- 3.17 Burglary
- 3.18 Criminal mischief
- 3.19 Gambling
- 3.20 Homicide
- 3.21 Kidnapping
- 3.22 Robbery
- 3.23 Use, transfer, sale or possession of tobacco, including but not limited to tobacco substitutes or electronic cigarettes/vapes.
- 3.24 Use, transfer, sale or possession of explosive materials.

- 3.25 Use, transfer, sale, or possession of a knife.
- 3.26 Truancy
- 3.27 Any other offenses which fit the administration may reasonably deem to fall into this category.

**CLASS 3 DISCIPLINARY ACTIONS:**

When a principal/designee determines that a State Code/Violations/Offense has occurred, the following punishments are mandated by the State. The punishment will be administered in the manner which assists the student in understanding the severity of his/her act, while maintaining an environment conducive for learning by all other students.

- In-School Suspension
- Out-of-School Suspension
- Saturday School
- Alternative School
- Alternative Placement
- Expelled
- Expelled, Services
- Remove by Officer
- Alternative Setting, Special Ed.
- Permanent Expulsion
- Removed/Alt. School
- Removed/Special Ed

Class 3 violations may warrant police contact.