



4020 B

Communication and Enforcement: Tobacco Use, Non-Student

Regulation 4020 B

Original Adoption: 05/22/2007

Effective Date: 12/14/2014

Revision Dates:

Review Dates: 07/18/2012; 12/13/2014

I. PURPOSE

The purpose of this regulation is to establish the rules for communicating the policy on tobacco use and to provide direction as to its enforcement.

II. COMMUNICATION

- A. Employees shall be informed of the tobacco use policy through staff handbooks, hiring information packets, electronic notification, or other written forms. School Principals and District Department heads shall assure that communication of the policy is made to all employees.
- B. Contractors shall be notified by the Department Head or designee who is the contact person for the services provided.
- C. The Superintendent, or designee, may authorize signage or other public notice to be used on school premises for the purpose of communicating the policy to visitors, parents, volunteers and contractors.

III. ENFORCEMENT

- A. All individuals on school premises shall adhere to this policy.
- B. School district administrators and other school personnel who violate this tobacco-free policy shall be subject to school district discipline procedures consistent with requirements of applicable collective bargaining agreements, Minnesota or federal law, and school district policies.
- C. Persons who violate this tobacco-free policy may be referred to the building administration or other school district supervisory personnel responsible for the area or program at which the violation occurred. The building administrator or school district supervisory personnel shall inform the violator of the policy.
- D. School administrators may call the local law enforcement agency to assist with enforcement of this policy. Smoking, vaping or use of any tobacco product in a public school is a violation of the Minnesota Clean Indoor Air Act and is a petty misdemeanor. A court injunction may be instituted against a repeat violator.

Legal References:

Minn. Stat. § 144.411 et seq, (Minnesota Clean Indoor Air Act)



Minn. Stat. § 144.4165 (Tobacco Products Prohibited in Public Schools)
Minn. Stat. § 144.417 (Commissioner of Health, Enforcement and Penalties)
Minn. Stat. § 609.685 (Sale of Tobacco to Children)

Cross References:

Policy 5200, Behavior Standards and Code of Conduct
Policy 5220, Tobacco Use, Student