



FLOYD COUNTY BOARD OF EDUCATION
Danny Adkins, Superintendent
106 North Front Avenue
Prestonsburg, Kentucky 41653
Telephone (606) 886-2354 Fax (606) 886-4550
www.floyd.kyschools.us

Sherry Robinson- Chair - District 5
Dr. Chandra Varia, Vice-Chair - District 2
Linda C. Gearheart, Member - District 1
William Newsome, Jr., Member - District 3
Rhonda Meade, Member - District 4

Date: September 18, 2018

Consent Agenda Item (Action Item): Approve the recommended amendment to the student infractions as a result of tobacco use in the 2018-19 student code of conduct handbook.

Applicable Statute or Regulation: BOE Policy 01.11 General Powers and Duties of the Board.

Fiscal/Budgetary Impact: There will be no cost to the district. Handbook access will be electronic only.

History/Background: the suggested infractions have been reviewed by a number of central office staff along with the "Kick the Habit" committee made up of representatives from providing agencies and school administrators.

Recommended Action: The infractions as a result of violations of tobacco use be amended in the student code of conduct book.

Contact Person(s): Rady Martin, Director of District Wide Services 606-886-4539


Director


Superintendent

Floyd County Schools Tobacco Policy

STUDENTS

09.4232

Tobacco

Students shall not be permitted to use or possess any tobacco product, electronic cigarettes, lighters, and matches on property owned or operated by the Board to include Board-owned vehicles on the way to and from school or during school-sponsored trips and activities. Students who violate these standards shall be subject to penalties set forth in the local code of acceptable behavior and discipline. For purposes of this policy, the term parent also includes the person serving as guardian.

Consequences for students engaging in the prohibited behavior shall be provided in the Student Code of Conduct handbook.

References:

[KRS 438.311](#)

[KRS 438.350](#)

[KRS 438.050](#)

[OAG 81-295](#)

[KRS 160.290](#)

[KRS 160.340](#)

[OAG 91-137](#)

[KRS 161.180](#)

P. L. 107-110 (No Child Left Behind Act of 2001)

[Morbidity and Mortality Weekly Report](#), Center For Disease Control and Prevention, February 25, 1994/Vol. 43./No. RR-2.

Student Handbook and Code of Conduct

Tobacco Products

Research reflects that the use of tobacco products (smoke and smokeless) has a harmful effect on users and non-users associated with environments where there is tobacco use. Students shall not be permitted to use or possess any tobacco products, electronic cigarettes, lighters, and matches on property owned or operated by the Board to include Board-owned vehicles on the way to and from school or during school-sponsored trips and activities. Students who violate these standards shall be subject to penalties set forth in the local code of acceptable behavior and discipline. For the purpose of this policy, the term parent also includes the person serving as guardian.

Disciplinary Actions

Violation of this policy shall result in the following disciplinary actions:

First Infraction

Parents shall be notified of the infraction and referral then meeting with the principal and student to be given information about the tobacco education program. The student shall be:

1. Assigned to one school day in-school suspension program;
2. Assigned to district approved certified tobacco education program which will be after school and referred by the Family Resource Youth Service Center staff with school staff supervision;
3. Provide five (5) hours of school service under school staff supervision restricted to school site. Principals shall set and adjust the schedule for the education session and school service (work detail and/or tobacco education) as needed to meet the purpose of the program.
4. Failure to comply with first infraction shall result in becoming a second infraction.

Proposed First Infraction

1. Parents shall be notified of the infraction and referral.
2. Parent meeting scheduled with the principal and student where parent will be given information about the tobacco education program including disciplinary procedures.
3. Student assigned to one school day in-school suspension program (ISS)
4. Failure to comply with first infraction shall result in a second infraction.

Second Infraction

Parents shall be notified of the infraction and referral. The student shall:

1. Spend two (2) school days in an in-school suspension program;
2. Provide ten (10) hours of school service restricted to school site under school staff supervision;
3. Provide a letter to parents regarding tobacco cessation/education services for student in the community.
4. Failure to comply with second infraction will result in becoming a third infraction.

Proposed Second Infraction

1. Parents shall be notified of the infraction and referral.
2. School administrator schedules meeting with parent and student where parent will be given information about the tobacco education program including disciplinary procedures.
3. Student assigned to two school days in-school suspension program (ISS).
4. Student is mandated to attend an evening tobacco cessation class within 30 days of referral. Class is scheduled by school administrator.
5. Failure to comply with second infraction shall result in a third infraction.

Third Infraction

Parents shall be notified of the infraction and referral. Third infraction shall result in a one (1) day school suspension. The day of suspension may be waived if the family decides to attend a tobacco cessation/education program and complete this program. Failure to attend tobacco cessation education program shall result in the reinstatement of the (1) day suspension that was previously waived.

Student will need to attend program and comply with all the rules of the Tobacco Cessation/Education class.

Proposed Third Infraction

1. Parents shall be notified of the infraction and referral.
2. School administrator schedules meeting with parent and student where parent will be given information about the tobacco education program including disciplinary procedures.
3. Student assigned to three school days in-school suspension program (ISS).

4. Student is mandated to attend a Saturday morning tobacco cessation class within 30 days of referral. Class is scheduled by school administrator.
5. Failure to comply with third infraction shall result in additional measures such as
 - a. Additional Saturday morning tobacco cessation class.
 - b. Out of school suspension (OSS) in lieu of 3 days ISS
 - i. 1-day OSS for 4th offense
 - ii. 2 days OSS for 5th offense
 - iii. 3-days OSS for 6th offense
 - c. Notification of minor abusing tobacco products to social services
 - d. Court referral

All subsequent infractions during the current school year will constitute a third offense and continuous violation of the tobacco policy may result in legal proceeding being initiated by the school/district

We have read and understand the 2018-19 Floyd County School Board Policy 09.4232 dealing with Tobacco Use for Students. On behalf of _____, (Student's Name) and as a parent I agree that my student is subject to the terms of this policy. I understand by signing this form, I agree to be bound by the terms and conditions contained in Floyd County Board Policy 09.423.

Parent/Guardian_____ Date_____

Student signature_____

Phone/Cell phone_____

Note: Parent / Guardian, You will need proof of attendance/enrollment in any evening and/or Saturday Tobacco Cessation Class within 30 days of the referral.

**All signed forms need to be kept on file by the principal.
Rev. 8/17 lbr**