

**Linn Benton Lincoln  
Education Service District**

Code: **GBK/KGC**  
Revised: 3/8/06  
Revised: 6/12/2018

**Prohibited Use, Distribution or Sale of Tobacco Products and Inhalant Delivery Systems**

**Definitions:**

1. "Tobacco products" is defined to include, but not limited to, any lighted or unlighted cigarette, cigar, pipe, bidi, clove cigarette, and any other smoking product, spit tobacco, also known as smokeless, dip, chew or snuff, in any form. This does not include products that are United States Food and Drug Administration (USFDA)-approved for sale as a tobacco cessation product or for any other therapeutic purpose, if marketed and sold solely for the approved purpose.
2. "Inhalant delivery system" means a device that can be used to deliver nicotine or cannabinoids in the form of a vapor or aerosol to a person inhaling from the device; or a component of a device or a substance in any form sold for the purpose of being vaporized or aerosolized by a device, whether the component or substance is sold separately or not. This does not include products that are USFDA-approved for sale as a tobacco cessation product or for any other therapeutic purpose if marketed and sold solely for the approved purpose.

To be consistent with Oregon law the use, distribution or sale of tobacco products or inhalant delivery systems by staff and all others is prohibited on ESD premises in any building or facility, on ESD grounds, including parking lots, in any vehicle owned, leased, rented or chartered by the ESD, school or public charter school and at all ESD-sponsored activities.

Violation of this policy by staff may result in discipline up to and including dismissal. Violation of this policy by the public may result in the individuals removal from ESD property. The ESD reserves the right to restrict access to ESD property by individuals who are repeat offenders.

This policy shall be enforced at all times.  
END OF POLICY

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**Legal Reference(s):**

[ORS 334.125](#)  
[ORS 336.227](#)  
[ORS 339.883](#)  
[ORS 433-835 - 433.990](#)  
[OAR 581-021-0110](#)  
[OAR 581-022-](#)  
[OAR 581-053-0230\(9\)\(s\)](#)  
[OAR 581-053-0330\(1\)\(m\)](#)  
[OAR 581-053-0430\(12\)](#)  
[OAR 581-053-0531\(11\)](#)

Pro-Children Act of 1994, 20 U.S.C. Sections 6081-6084 (2017).Cross Reference(s):