

## **MIDDLETOWN UNIFIED SCHOOL DISTRICT**

### **Regulation 5131.62: Tobacco**

**Adopted Date: 12/13/2023**

#### **Tobacco-Use Prevention Education Program**

The district's tobacco-use prevention program shall provide students in grades 6-12 instruction which addresses the following topics: (Health and Safety Code 104420)

1. Immediate and long-term undesirable physiologic, cosmetic, and social consequences of tobacco use
2. Reasons that adolescents say they smoke or use tobacco
3. Peer norms and social influences that promote tobacco use
4. Refusal skills for resisting social influences that promote tobacco use

As appropriate, the district shall provide or refer students in grades 7-12 to tobacco-use intervention and cessation activities. (Health and Safety Code 104420)

These services shall be directed toward current users and shall be voluntary for students who desire assistance in ceasing the use of tobacco.

In addition to targeting students who currently use tobacco, the district's program shall target students most at risk for beginning to use tobacco as identified through a local needs assessment.

The district shall provide or refer every pregnant and parenting minor enrolled in the district to tobacco-use prevention services. Such services may be integrated with existing programs for pregnant and parenting minors and shall include: (Health and Safety Code 104460)

1. Referral to perinatal and related support services
2. Outreach services and assessment of smoking status
3. Individualized counseling and advocacy services
4. Motivational messages
5. Cessation services, if appropriate
6. Incentives to maintain a healthy lifestyle
7. Follow-up assessment
8. Maintenance and relapse prevention services

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

## **State**

17 CCR 6800-6874

Bus. Code 22950.5

Ed. Code 48900.5

Ed. Code 48901

Ed. Code 51202

Ed. Code 60041

Ed. Code 8900

H&S Code 104350-104495

H&S Code 104559

H&S Code 119405

Pen. Code 308

## **Federal**

20 USC 7111-7122

21 CFR 1140.1-1140.34

## **Management Resources**

Attorney General Opinion

California Department of Education  
Publication

California Department of Education  
Publication

California Department of Education  
Publication

California Department of Education  
Publication

Website

Website

Website

Website

Website

Website

Website

## **Description**

[Child Health and Disability Prevention program; health assessments](#)

[Stop Tobacco Access to Kids Enforcement Act - Definitions](#)

[Suspension, limitation on imposition; exception](#)

[Smoking or use of tobacco prohibited](#)

[Instruction in personal and public health and safety](#)

[Instructional materials](#)

[Suspension or expulsion \(grounds\)](#)

[Tobacco-use prevention education](#)

[Tobacco use prohibition](#)

Unlawful to sell or furnish electronic cigarettes to minors

[Minimum age for tobacco possession](#)

## **Description**

Student support and academic enrichment grants

Unlawful sale of cigarettes and smokeless tobacco to minors

## **Description**

88 Ops.Cal.Atty.Gen. 8 (2005)

Getting Results: Part II California Action Guide to Tobacco  
Use Prevention Education, 2000

Health Framework for California Public Schools: Kindergarten  
Through Grade Twelve, 2003

TUPE Acceptance of Funds Guidance

Health Education Content Standards for California Public  
Schools: Kindergarten Through Grade Twelve, 2008

[CSBA District and County Office of Education Legal Services](#)

[Centers for Disease Control and Prevention, Smoking and Tobacco Use](#)

[California Department of Education, Tobacco-Use Prevention Education](#)

[California Department of Public Health, Tobacco Control](#)

[California Healthy Kids Survey](#)

[CSBA](#)

[Office of the Surgeon General](#)

Website

[California Healthy Kids Resource Center](#)

WestEd Publication

Guidebook for the California Healthy Kids Survey

## Cross References

| Code        | Description   |
|-------------|---|
| 0450        | <a href="#">Comprehensive Safety Plan</a>                                 |
| 0450        | <a href="#">Comprehensive Safety Plan</a>                                 |
| 1312.3      | <a href="#">Uniform Complaint Procedures</a>                              |
| 1312.3      | <a href="#">Uniform Complaint Procedures</a>                              |
| 1312.3-E(1) | <a href="#">Uniform Complaint Procedures</a>                              |
| 1312.3-E(2) | <a href="#">Uniform Complaint Procedures</a>                              |
| 1325        | <a href="#">Advertising And Promotion</a>                                 |
| 3290        | <a href="#">Gifts, Grants And Bequests</a>                                |
| 3513.3      | <a href="#">Tobacco-Free Schools</a>                                      |
| 3513.3      | <a href="#">Tobacco-Free Schools</a>                                      |
| 3513.4      | <a href="#">Drug And Alcohol Free Schools</a>                             |
| 4159        | <a href="#">Employee Assistance Programs</a>                              |
| 4259        | <a href="#">Employee Assistance Programs</a>                              |
| 4359        | <a href="#">Employee Assistance Programs</a>                              |
| 5022        | <a href="#">Student And Family Privacy Rights</a>                         |
| 5022        | <a href="#">Student And Family Privacy Rights</a>                         |
| 5030        | <a href="#">Student Wellness</a>  |
| 5131        | <a href="#">Conduct</a>   |
| 5131.1      | <a href="#">Bus Conduct</a>   |
| 5131.1      | <a href="#">Bus Conduct</a>   |
| 5131.6      | <a href="#">Alcohol And Other Drugs</a>                                   |
| 5131.6      | <a href="#">Alcohol And Other Drugs</a>                                   |
| 5131.63     | <a href="#">Steroids</a>  |
| 5131.63     | <a href="#">Steroids</a>  |
| 5141.21     | <a href="#">Administering Medication And Monitoring Health Conditions</a> |
| 5141.21     | <a href="#">Administering Medication And Monitoring Health Conditions</a> |
| 5141.23     | <a href="#">Asthma Management</a>   |
| 5141.23     | <a href="#">Asthma Management</a>   |
| 5141.6      | <a href="#">School Health Services</a>                                    |

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|--------|--|
| 5141.6 | <a href="#"><u>School Health Services</u></a>  |
| 5144   | <a href="#"><u>Discipline</u></a>  |
| 5144   | <a href="#"><u>Discipline</u></a>  |
| 5144.1 | <a href="#"><u>Suspension And Expulsion/Due Process</u></a>                              |
| 5144.1 | <a href="#"><u>Suspension And Expulsion/Due Process</u></a>                              |
| 5144.2 | <a href="#"><u>Suspension And Expulsion/Due Process (Students With Disabilities)</u></a> |
| 5146   | <a href="#"><u>Married/Pregnant/Parenting Students</u></a>                               |
| 5148.2 | <a href="#"><u>Before/After School Programs</u></a>                                      |
| 5148.2 | <a href="#"><u>Before/After School Programs</u></a>                                      |
| 6142.8 | <a href="#"><u>Comprehensive Health Education</u></a>                                    |
| 6142.8 | <a href="#"><u>Comprehensive Health Education</u></a>                                    |