

Tobacco Free Campus Policy - Clark College Property

In order to provide a healthy working and learning environment, Clark College is proud to be the first 100% tobacco free campus in the state of Washington, and one of the first 100% tobacco free campuses in the nation. This change in policy occurred using a shared governance model, including over two years of data gathering from students, staff and faculty. This policy was approved by the Board of Trustees on November 21, 2005, and was reported on the front page of The Columbian on November 22, 2005.

510.030 SMOKING/TOBACCO PRODUCTS

Clark College acknowledges and supports the findings of the Surgeon General that tobacco use in any form, active and passive, is a significant health hazard. The College further recognizes that environmental tobacco smoke has been classified as a Class-A carcinogen. In light of these health risks, and in support of a safe and healthy learning/working environment, the following restrictions shall be placed:

1. Smoking or other tobacco usage is also not permitted within the perimeter of Clark College property. This includes all College sidewalks, parking lots, landscaped areas, recreational areas and buildings on Clark College Property. Smoking materials must be extinguished and disposed of prior to entering upon Clark College property or exiting your vehicle. Improper disposal includes but is not limited to:
 - Spitting smokeless tobacco product
 - Littering (i.e. discarded cigarette butts, throwing cigarette butts out of windows, leaving spit container)
 - Anything that creates fire hazards
2. The inhaling, exhaling, burning, or carrying of any lighted smoking material, including cigarettes, cigars, or pipes, is prohibited in the interior of all buildings located on the college property and vehicles owned or operated by Clark College. The use of other tobacco products, such as smokeless or chewing tobacco, in College facilities is also prohibited.
3. Smoking may be permitted in a theatrical production when it is required in the script. In these circumstances, there must be an appropriate safe method of extinguishing any resultant fire readily available. Audiences must be notified that there will be smoking on stage.
4. The sale of tobacco products or tobacco related merchandise is prohibited on College property.
5. The free distribution (sampling) of tobacco products and associated products is prohibited on the College properties.
6. Sponsorship of campus events by organizations that promote tobacco use is prohibited.
7. Advertisement of tobacco products at campus events is prohibited regardless of sponsorship.
8. Tobacco use on college property or improper disposal of smoking materials may result in disciplinary action or a \$20.00 fine.

Authority

Pursuant to RCW 28B.50.140(13), the Board is granted authority to establish rules and regulations for tobacco use on property owned, operated, and/or maintained by the College. The enforcement of these rules and regulations is the responsibility of Security/Safety personnel with the assistance of all members of the Clark College community. Assistive acts include providing informational materials on smoking policies and verbal warnings. Members of the Clark College community will notify Security/Safety of repeat offenders and/or of disruptive behavior. Security officers are authorized to issue citations, control, and regulate facilities use as prescribed in these rules and regulations. Any person interfering with a College security officer in the discharge of the provisions of these rules and regulations shall be in violation of RCW 9A.76.020, Obstructing Governmental Operation, and may be subject to arrest by a peace officer.

Policy

The Board, or its designee, shall set and approve fair and uniform fines for violations of these rules and shall provide adequate means for the enforcement and/or collection of such fines. If a violation of these rules and regulations is committed, Security/Safety is authorized to issue a citation as prescribed in these rules. First time violators may be issued a warning citation by Security/Safety personnel. Any violation occurring may result in the violator's transcripts being held until all unpaid citations have been paid. Continued failure by students to abide by these rules and regulations may be considered to be a violation of the Code of Student Conduct, Chapter 132N-120 WAC, as applicable and may be forwarded on to the Dean of Student Development for disciplinary action. Compliance with Clark College rules and regulations is considered a standard part of job performance for all employees. Failure by faculty or staff of the College to abide by these rules and regulations may result in corrective/disciplinary action in accordance with the applicable bargaining agreement. Security/Safety will provide official standardized tobacco use policy materials to members of the Clark College community for distribution.

Payment of Fines

Persons cited for violations of these rules and regulations may respond either by filing a written appeal with the director of security/safety or by paying a fine within fifteen days of receipt of the citation. All fines are payable to Clark College. Fines can be paid by mail or in person at the Cashier's Office, Gaiser Hall. Fines that are mailed must be received within fifteen days of receipt of the citation.

Reduction in Fines

Fines for smoking offenses will be reduced by five dollars if paid in person within forty-eight hours, excluding weekends and holidays. No reduction will be made on mail-in payments.

Appeals

Alleged violators may appeal to the Director of Security/Safety for a brief adjudicative procedure within twenty days of the date of the citation. The director of Security/Safety may dismiss, suspend, impose any lesser fine, and/or grant an extension of time within which to pay the fine. Appeals of the decision of the director of Security/Safety are to be submitted to the Vice President of Administrative Services without posting of fine within twenty-one days. Written notification of the Vice President's decision shall be made within twenty days of the appeal and shall be final.

Environment Health and Safety Committee

The Environment Health and Safety Committee are responsible for advising Security/Safety on smoking policy. Committee functions include, but are not limited to the following: (1) Reviewing smoking regulations and fees and recommending their adoption. (2) Reviewing provisions for security on campus and recommending practices and procedures for the enhancement of security. Subcommittees will be designated as necessary.

Unpaid Fines

If any fine remains unpaid, any or all of the following actions may be taken by Security/Safety: (1) A hold may be placed on student transcripts. (2) Registration for the following quarter may be delayed. (3) The amount due as a result of fines due and payable may be deducted from paychecks of College employees. (4) Outstanding fines may be referred to a collection agency. These procedures will be applicable to all students, faculty, and staff, or other persons utilizing College facilities who receive fines for violations of these rules and regulations.