

# Portland Community College

## Tobacco-Free Environment

Portland Community College is committed to providing a safe and healthy environment for its employees, students and visitors. Portland Community College acknowledges and supports the findings of the Surgeon General that tobacco use in any form, including exposure to secondhand smoke is a significant health hazard. Therefore it is the intent of the Portland Community College Board to establish a tobacco-free environment. PCC 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:

The use, distribution, or sale of tobacco, including any smoking device, or carrying of any lighted smoking instrument, in PCC buildings or on PCC premises is **prohibited**. This includes, but not limited to all PCC: sidewalks; parking lots, landscaped areas, recreational areas and buildings on any PCC property and in PCC owned, rented or leased vehicles, and at events on PCC premises. Smoking materials must be extinguished prior to entering upon any PCC property without exception. All tobacco products in use must be disposed of prior to entering upon any PCC property or exiting a personal vehicle: Improper disposal includes: Spitting smokeless tobacco product; Littering (i.e. discarded cigarette butts, throwing or disposing of cigarette butts out of windows, leaving spit container).

For the purpose of this policy, “tobacco” is defined to include any lighted or unlighted cigarette, cigar, pipe, bidi, clove cigarette, and any other smoking product; and smokeless or spit tobacco, also known as dip, chew, snuff or snus, in any form.

All Portland Community College employees, students, visitors and contractors are required to comply with this policy, which shall remain in force at all times.

Violations of this policy may result in disciplinary action or a \$20 fine.

### **Authority:**

The enforcement of these rules and regulations is the responsibility of Public Safety personnel with the assistance of all members of the Portland Community College community. Assistive acts include providing informational materials on smoking policies and verbal warnings. Members of the Portland Community College community will notify Public Safety of repeat offenders and/or of disruptive behavior.

Public Safety officers are authorized to issue citations, control, and regulate facilities use as prescribed in these rules and regulations.

### **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, Public Safety is authorized to issue a citation as prescribed in these

rules. First time violators may be issued a warning citation by Public 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, as applicable and may be forwarded on to the Dean of Student Development for disciplinary action. Compliance with Portland Community College rules and regulations is considered a standard part of job performance for all employees. Failure by faculty or staff of Portland Community College to abide by these rules and regulations may result in disciplinary action or other authorized sanctions. Public Safety will provide official standardized tobacco use policy materials to members of Portland Community 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 Public Safety or by paying a fine within fifteen days of receipt of the citation. All fines are payable to Portland Community College. 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 Public Safety for a brief adjudicative procedure within twenty days of the date of the citation. The Director of Public 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 Public 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.

**Unpaid Fines:**

If any fine remains unpaid, any or all of the following actions may be taken by Public 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 Portland Community 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.

No tobacco-related advertising or sponsorship shall be permitted on Portland Community College property, at Portland Community College sponsored events or in publications produced by Portland Community College, with the exception of advertising in a newspaper or magazine that is not produced by the Portland Community College and which is lawfully sold, bought or distributed on campus property. For the purposes of this policy, "tobacco-related" applies to the use of a tobacco brand or corporate name, trademark, logo, symbol or motto, selling message, recognizable pattern of colors or any other indicia of product identification identical to or similar to, or identifiable with, those used for any brand of tobacco products or company which manufactures tobacco products.

Portland Community College shall neither solicit nor accept any grant, gift or anything else of value from a manufacturer, distributor or retailer whose principal business is tobacco products.

Procedures or programs will be developed to offer or promote prevention and education initiatives that actively support non-use and address the risks of all forms of tobacco use. Procedures or programs will also be developed to offer or promote programs and services that include practical evidence-based approaches to end tobacco use for students and employees who want to quit.

END OF POLICY

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**Legal Reference(s):**

[ORS 163.575\(1\)\(d\),\(e\)](#)  
[ORS 192.710](#)  
[ORS 341.290\(2\)](#)  
[ORS 336.222](#)  
[ORS 336.227](#)  
[ORS 339.240](#)

[ORS 339.250](#)  
[ORS 431.840](#)  
[ORS 431.845](#)  
[ORS 433.835 - 433.990](#)  
[OAR 581-021-0050 to -0075](#)

[OAR 581-022-0413](#)  
[OAR 581-021-0110](#)  
[OAR 581-053-0015](#)  
[OAR 581-053-0545\(4\)\(c\)\(R\)-\(T\)](#)  
[OAR 581-053-0550\(5\)\(q\)-\(s\)](#)

Pro-Children Act of 1994, 20 U.S.C. §§ 6081-6084 (2006).  
American Lung Association of Oregon (ALAO)  
The Health Consequences of Involuntary Exposure to Tobacco Smoke: A Report of the Surgeon General (2006)  
U.S. Department of Health and Human Services  
Centers for Disease Control and Prevention  
National Center for Chronic Disease Prevention and Health Promotion  
Office on Smoking and Health, 2006