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100.50 – Tobacco and Inhalant Delivery Systems on University Property and at University-Sponsored Events

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Tobacco and Inhalant Delivery Systems on University Property and at University-Sponsored Events

This policy applies to all University “Community Members” - employees, students, and visitors, including, but not limited to, faculty, staff, graduate associates, student employees, students, volunteers, contractors, and vendors.

CATEGORY <i>(category type is found in the index)</i>	Requested Implementation Date:	POLICY NUMBER <i>(assigned by CPAC)</i>
	Approval Date: <i>(assigned by Cabinet)</i>	
GENERAL UNIVERSITY POLICIES (100)		100.5

POLICY STATEMENT

A. General Provisions

1. With the passage of amended tobacco-related legislation by the State of Oregon in August 2017, Concordia University – Portland, like all Oregon colleges and universities, is required to document and enforce the following provisions of Senate Bill 745 which occur in the State of Oregon *(does not apply to Concordia’s Boise, Idaho campus)*:
 - a. Persons under the age of 21: Possession or use of tobacco products and/or “inhalant delivery systems”, including e-cigarettes, on University property or at University-sponsored events by persons under the age of 21, is a violation of Oregon State Law and University policy and thus prohibited.
 - b. Persons 21 years of age and older: All persons entering the campus are required to comply with University smoking policies and posted signage as noted in the Student Handbook. In keeping with a wellness philosophy and the medical evidence that the use of any tobacco products and second-hand smoke is harmful to individual health, smoking is prohibited throughout the entire premises of the University with the exception of CU’s one designated smoking area. To prevent second hand smoke entering buildings, students are prohibited from smoking within 25 feet of any entrance.



B. Enforcement

- If Concordia University discovers a violation associated with tobacco and/or inhalant delivery systems covered by state law, the University may confiscate related items, issue a warning, and/or assess monetary fines. In the case of repeated violations or noncompliance, the University may take additional disciplinary action, up to and including termination of student or employment relationship. The University reserves the right to confiscate, retain, and dispose of/destroy any and all tobacco-related items regardless of value or ownership in relation to violations of this policy and state law.

C. Copy of Policy to University Community Member

1. Concordia shall make available to each University Community Member a copy of this policy.

REASON FOR POLICY

The purpose of this policy is to ensure that Concordia University – Portland is in compliance with state and federal laws regarding the possession and use of tobacco products and inhalant delivery systems.

RELATED INFORMATION

Applicable Laws:

State of Oregon – Senate Bill 745 -

<https://olis.leg.state.or.us/liz/2017R1/Downloads/MeasureDocument/SB754>



Definitions:

Term	Definition
Tobacco Products	Bidis, cigars, cheroots, stogies, periques, granulated, plug cut, crimp cut, ready rubbed and other smoking tobacco, snuff, snuff flour, cavendish, plug and twist tobacco, fine-cut and other chewing tobaccos, shorts, refuse scraps, clippings, cuttings and sweepings of tobacco and other forms of tobacco, prepared in a manner that makes the tobacco suitable for chewing or smoking in a pipe or otherwise, or for both chewing and smoking; [or] (B) Cigarettes as defined in ORS 323.010 (1)[.]; or (C) A device that: (i) Can be used to deliver tobacco products to a person using the device; and (ii) Has not been approved by the United States Food and Drug Administration for sale as a tobacco cessation product or for any other therapeutic purpose, if the product is marketed and sold solely for the approved purpose.
Inhalant Delivery Systems	“Inhalant delivery system” means: (i) 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 (ii) A component of a device described in this subparagraph or a substance in any form sold for the purpose of being vaporized or aerosolized by a device described in this subparagraph, whether the component or substance is sold separately or is not sold separately. (B) “Inhalant delivery system” does not include: Any product that has been approved by the United States Food and Drug Administration for sale as a tobacco cessation product or for any other therapeutic purpose, if the product is marketed and sold solely for the approved purpose.
Community Members	Employees, students, and visitors, including, but not limited to, faculty, staff, graduate associates, student employees, students, volunteers, contractors, and vendors.
Concordia University property	Property that is owned, operated, or controlled by Concordia University.



CONCORDIA
UNIVERSITY

-PORTLAND, OREGON-

Official University Policy

Local, State, and Federal Laws	A local, federal or state criminal statute involving the manufacture, distribution, dispensation, possession or use of any controlled substance or alcohol.
Possession	To physically possess or otherwise to exercise dominion or control over a tobacco product or inhalant delivery system.
Use	To consume by ingestion, injection, inhalation or any other means, in whole or in part, a tobacco product regulated by the statute applicable to this policy.

RESPONSIBLE UNIVERSITY DEPARTMENT / OFFICE

Office of Student Affairs and Office of Institutional Operations
Concordia University – Portland
2811 NE Holman Street
Portland, OR 97221

FORMS / ONLINE PROCESSES