

**UNIVERSITY OF WISCONSIN-STEVENS POINT
ACTION OF THE FACULTY SENATE**

Date of Standing Committee Action: 10/28/13 Standing Committee: UAC

Date of Faculty Senate Action: 11/6/13 Vote: 24:9:2

Action of Faculty Senate: The Faculty Senate approved the following:

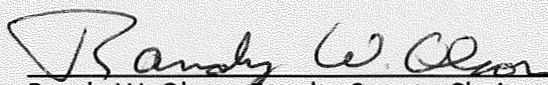
Endorsement of the proposed University Tobacco-free policy.

(see attached)

(X) For your approval

() For your information

14 Nov 2013
Date


Randy W. Olson, Faculty Senate Chair

Date received by Office of Chancellor NOV 18 2013

(X) Approved

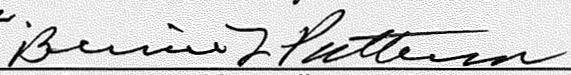
() Approved with modification (see below)

() Disapproved

() Noted

Comments: *please note that modifications to the attached resolution may be necessary as we move through the implementation and first year of this new policy and change in our culture. I anticipate that the Senate Ex. Committee and I will work together on any significant changes.*

Date 11-11-13


Bernie L. Patterson, Chancellor

Please return to Faculty Senate office within 20 days of receipt.

University Affairs Committee Minutes 10-28-13

Present: Kym Buchanan (chair), Sallie Scovill, Gary Olsen, Danielle Beschta, Steve Hill, Ryan Kernosky, Brian Young, Kate Worster, Joe Conrad, Bill Rowe

Absent: Tom Bertram (excused)

Guests: Greg Diemer

Meeting called to order at 3:02 pm.

Minutes from 10-14-2013 approved with minor correction: "HPS minutes from ~~May 30~~ May 3 and September 20 presented for information."

For information items presented included:

HPS Minutes 4 Oct 2013 (attached)

Ad Hoc Tobacco Policy Subcommittee Minutes 14 Oct 2013 (attached)

Ad Hoc Tobacco Policy Subcommittee Minutes 21 Oct 2013 (attached)

Nominations and Elections Subcommittee

Members: Bowling, Nate; Kuhl, Maggie; Marshall, C.R.; Nemeth, Robert

Needed: Member #5 / Chair

AVC Search Committee formed

Tobacco Policy Open Forums:

Thursday, October 31, 8-9 a.m., Alumni Room, DUC

Thursday, October 31, 4-5 p.m., Alumni Room, DUC

Friday, November 1, 12 noon - 1 p.m., CPS 116 (corrected to 1pm to 2 pm)

Buchanan will participate in Title IX training

Buchanan will be a member of the Dean of Students Search Committee

Buchanan is inviting Al Thompson as Chief Diversity Officer to November 25 UAC meeting to discuss vision and work on diversity including the new Diversity Council.

Old business:

Discussion regarding parking matters. A rendering of two story, three level was shared by Greg Diemer as an additional alternative. This version provides 431 potential parking slots which is less than will be lost due to the construction of the science building in the location of Lot X.

The committee considered the three factors suggested by Worster at the previous meeting: is there a need for additional parking with the loss of Lot X, where should the additional parking be located should there be a need, and how the construction costs would be covered.

There was discussion regarding the advantages of banning first year students from having cars on campus. The committee reviewed the issues regarding locating a new parking structure in various lots around campus. The question was raised as to whether this subject was the purview

of the Parking Advisory Board. Buchanan indicated that the SGA President believed the Parking Advisory Board would not be able to deal with the subject within the time demands of the proposed project. .

Motion: UAC recommends that due to the need for additional parking due to the construction of a science building on the location of the current Lot X a parking garage should be built. **For FS Action: UAC recommends that the location of the current Lot T is the best alternative available for a new parking ramp.** (Scovill/Hill) Motion passed 8-0-3.

Paying for the structure will be a complex issue; further discussion of that area should be on a future agenda of UAC. UAC members should share this issue with their constituents before the next committee meeting.

A number of questions were raised regarding the progress and process of the University Strategic Plan. Questions have arisen among those that teach in the wellness area as to why wellness falls under the sustainable communities heading rather than healthy communities. The strategic plan is still open for amendments on the floor of the Faculty Senate.

The committee moved on to discuss the proposed University Tobacco-Free Policy. Extensive discussion ensued regarding including the FDA definition of tobacco products into the policy and how the definition of e-cigarettes impacted the policy.

Motion: Suspend the rules to extend the meeting time by 15 minutes. Passed on voice vote.

Motion: Amend the University Tobacco-free Policy by inserting the FDA definition of Tobacco Products. (Kernoshy/Young) Motion passed 7-1-2

Discuss continued regarding whether or not is appropriate to vote on the policy prior to the remaining public forums to take place this week.

The question was called on the policy as put forth by the Ad Hoc Tobacco Policy Subcommittee and as amended. Motion passed 5-2-3. **For FS Action: Endorsement of the Tobacco Policy.**

Meeting adjourned at 4:15 pm.

Minutes by Gary Olsen, amended by Kym Buchanan

The University Tobacco-free Policy

The University of Wisconsin-Stevens Point is committed to providing a safe and healthy working and learning environment for the students, faculty, and staff on its campus. It hereby adopts the following tobacco-free policy.

The purpose of this policy is to protect the public health and welfare by prohibiting the use of tobacco products on the UW-Stevens Point campus and to encourage a healthier living and learning environment for all members of our campus community.

Section 1. Definitions

A. "Tobacco Product" means any product made or derived from tobacco that is intended for human consumption, including any component, part, or accessory of a tobacco product. This includes but is not limited to cigarettes, cigars, pipe tobacco, hookah tobacco, snuff, chewing tobacco, dipping tobacco, bidis, blunts, clove cigarettes, or any other preparation of tobacco; and any product or formulation of matter containing biologically active amounts of nicotine that is manufactured, sold, offered for sale, or otherwise distributed with the expectation that the product or matter will be introduced into the human body by use, absorption, or inhalation. The definition of "tobacco product" excludes cessation products specifically approved by the U.S. Food and Drug Administration for use in treating nicotine or tobacco dependence.

B. "E-cigarette" means any electronic oral device, such as one composed of a heating element, battery, and/or electronic circuit, which provides a vapor of nicotine or any other substances, and the use or inhalation of which simulates smoking. This product is defined as a "tobacco product." The term shall include any such device, whether manufactured, distributed, marketed, or sold as an e-cigarette, e-cigar, e-pipe, or under any other product name or descriptor.

Section 2. Exceptions

Nicotine replacement products approved by the FDA (e.g. patches, gum, products for similar purposes.) are allowed for use on campus to support persons in the process of breaking a tobacco-use habit.

This policy does not apply to the practice of cultural activities by American Indians that are in accordance with the American Indian Religious Freedom Act, 42 USC, sections 1996 and 1996a. All ceremonial-use exceptions must be approved in advance by the Facilities Services Department.

This policy does not apply to sponsored research projects in education or clinical instruction approved by the appropriate college dean. Any university sponsored artistic performers are also exempt from this policy. All other exceptions may be brought to the Dean of Students OR the Director of Human Resources for case by case approval.

Section 3. Tobacco Use Prohibited on The University of Wisconsin - Stevens Point Campus.

The University of Wisconsin - Stevens Point Tobacco-free Policy is effective August 1, 2014. The Tobacco-free Policy applies to all the UW- Stevens Point facilities and vehicles, owned or leased, regardless of location. The use of tobacco products shall not be permitted in any enclosed place, including private residential space within UW- Stevens Point buildings. The use of tobacco products shall also be prohibited outdoors on all UW - Stevens Point campus property, including parking lots. This policy applies to all students, faculty, staff and other persons on campus, regardless of the purpose for their visit.

The Chancellor will assemble The University of Wisconsin - Stevens Point Tobacco-free Campus Advisory Committee by January 31, 2014. The committee will be charged with planning, implementing and evaluating the Tobacco-Free Policy. It will consist of students, faculty, staff, and other relevant representatives. Tobacco use cessation resources will be made available on campus to assist and encourage individuals who wish to quit tobacco use. Questions and issues regarding the Tobacco-Free policy should be handled by UW- Stevens Point Tobacco-Free Campus Advisory Committee.

The advisory committee will distribute copies of the policy to all faculty and staff and shall be included with information given to all admitted students. A communication plan will be developed and implementation will begin by May 1, 2014. Signs prohibiting the use of tobacco products shall be posted at all points of entry to the UW – Stevens Point campus and at all the UW- Stevens Point building entrances. No tobacco products or paraphernalia shall be sold, promoted, or distributed as samples on university grounds, either in vending machines, the student union, or any area on campus.

The success of this policy will depend on the thoughtfulness, consideration, and cooperation of tobacco users and non-tobacco users. All students, faculty, and staff share in the responsibility for adhering to and enforcing this policy. Violations of the policy will be treated in accordance with current disciplinary procedures defined in the university handbook.

Table 1. UWSP Faculty & Staff Tobacco Survey Results- Spring 2013

| Response Categories | Point Calculations | | | Total Points |
|---------------------------------|--------------------|-------------------|------------------|--------------|
| | First Preference | Second Preference | Third Preference | |
| <i>Tobacco-Free</i> | 1008 | 196 | 77 | 1281 |
| <i>Smoke-Free</i> | 453 | 578 | 90 | 1121 |
| <i>Designated Smoking Areas</i> | 405 | 352 | 254 | 1011 |
| <i>Maintain Current Policy</i> | 474 | 138 | 83 | 695 |

Additional major points in support of a tobacco-free policy

- **Health costs of secondhand smoke:** The U.S. Centers for Disease Control estimate secondhand smoke exposure causes 46,000 heart disease deaths annually among adult nonsmokers in the United States and an additional 3,400 lung cancer deaths. Link: <http://tinyurl.com/m2t4hd>
- **Economic costs of smoking:** In 2010, Wisconsin lost \$1.7 billion in economic productivity and Wisconsinites paid \$2.8 billion in direct health care costs related to smoking alone. Links from the Wisconsin Department of Health Services and its collaborators:
 - <http://tinyurl.com/k2ggdna> (opens as .PDF)
 - <http://www.dhs.wisconsin.gov/tobacco/informationdata.htm>
- **Number of tobacco-free campuses:** By July 2013, 1,178 U.S. college and university campuses were designated smoke-free, with 793 of those being completely tobacco-free. List compiled by American Nonsmokers' Rights Foundation. List is not complete; not all schools have reported. For instance, the University of Texas is tobacco-free and is not on the list. Links:
 - <http://www.no-smoke.org/pdf/smokefreecollegesuniversities.pdf>
 - <http://www.utexas.edu/tobaccofree/>
- **Benefits to tobacco users:** Multiple studies show that the primary factors encouraging tobacco users to cease using it are increased economic costs to consume and policies restricting or prohibiting tobacco use. Several examples are archived on the subcommittee site. A useful overview on smoking policy and taxes is found in this June 2013 *New York Times* article: http://well.blogs.nytimes.com/2013/06/25/why-smoking-rates-are-at-new-lows/?_r=0

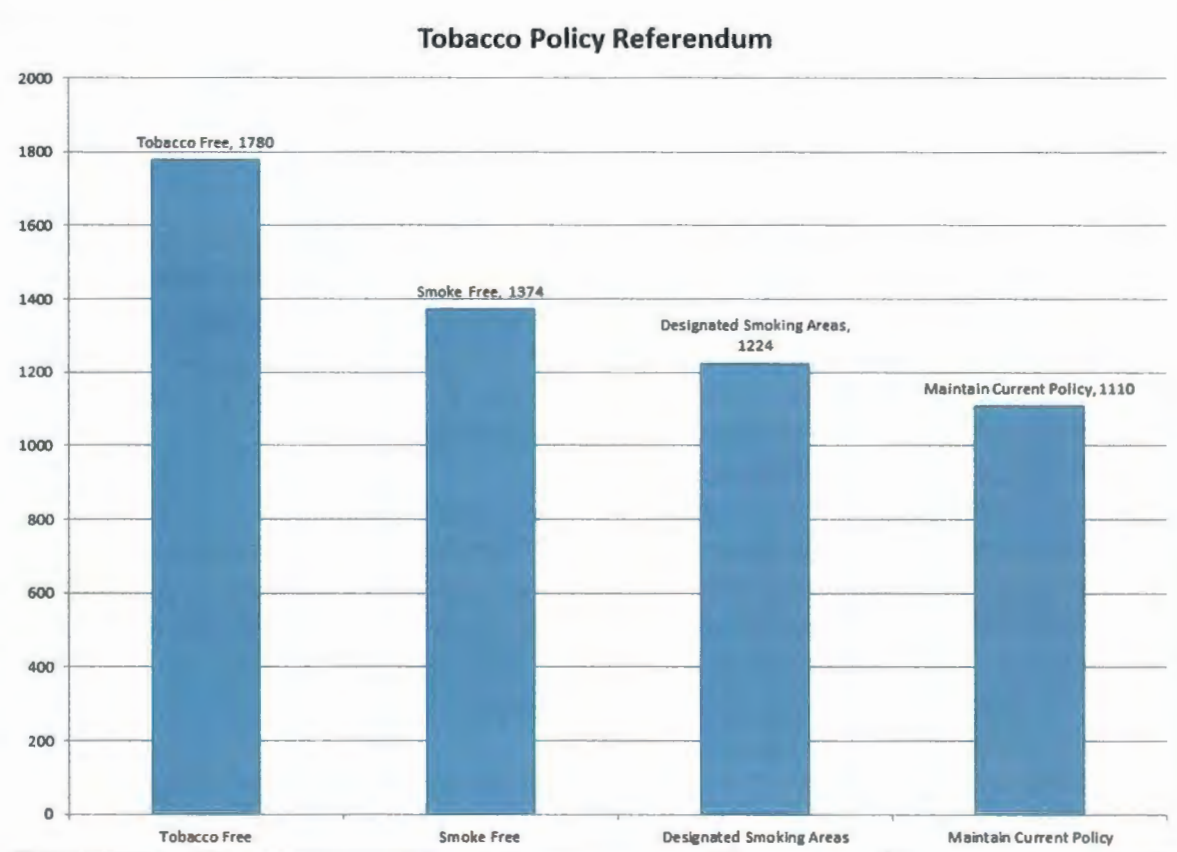
A framework for considering the UWSP tobacco-free campus discussion

A copy of this document and additional supporting documents can be found on the Faculty Senate's SharePoint site for the ad hoc University Affairs subcommittee on tobacco policy:

<https://committees.uwsp.edu/facsen/TS/SitePages/Home.aspx>

Basic assumptions: The ad hoc tobacco subcommittee recognizes that all restrictions, as well as all freedoms, come with associated costs and benefits. It has structured the proposed tobacco policy in a way that should serve the greatest good for the university – considering all costs and benefits and attempting to maximize the benefits while reducing the costs of a policy.

The subcommittee assumes the validity of the Spring 2013 student referendum and faculty-staff survey regarding tobacco policy. Those results were reported by the SGA and the Chancellor, respectively, to be as follows:



Number of students voting in referendum: 1,118. Additional breakdowns:

First choice:

- Tobacco-free 456
- Smoke-free 225
- Designated smoking 143
- Maintain policy 288

Second choice:

- Tobacco-free 191
- Smoke-free 300
- Designated smoking 239
- Maintain policy 156
- None chosen 218

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Chancellor's
Office



Student Government Association of
The University of Wisconsin Stevens Point
-ACTION OF THE STUDENT GOVERNMENT ASSOCIATION-

10/17/13

Student Health Advisory Committee

Date of Standing Committee Action

Standing Committee

11/14/13

18/5

Date of Student Senate Action

Vote

Action of the Student Government Association:
(see attached)

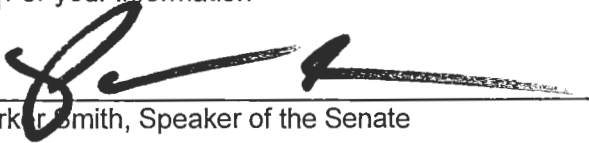
Resolution to Endorse the University Tobacco-free Policy

For your approval

For your information

11/21/13

Date


Parker Smith, Speaker of the Senate

Date received by Office of Chancellor: _____

Approved
 Disapproved

Approved with modification (see below)
 Noted

Comments: *Please note that modification to the attached resolution may be necessary as we move through the implementation and first year of this new policy and change in our culture. I anticipate that the senate executives and I will work together on any significant changes.*

12-2-13
Date


Bernie Patterson, Chancellor

Please return to the Student Government Association office within 20 days of receipt.



The University Tobacco-free Policy
Legislation Title

Intro:

After the student-wide referendum in March 2013, students voted to go tobacco free. This is the policy of what a tobacco free campus looks like.

Discussion Notes

Discussion was had about the last line about promotion & distribution for paraphernalia. This line was struck.

Amendment #1 → Treehaven exempt, has 30 ft policy instead

Amendment #2 → No severe academic sanctions

Amendment #3 → Implementation date 20% students

Amendment #4 → Final plan must come back to SGA for final approval

Sponsoring Committee

4 , 0
Y N

Rules Committee

4 , 0
Y N

General Meeting

18 , 5
Y N

[Signature]
Chairman's Initials

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Speaker's Initials

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Chairman's Initials

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Presidential Signature

Resolution to Endorse the University Tobacco-free Policy

1 WHEREAS: Through referenda in spring of 2013, the student body voted to have a Tobacco-free
2 campus, and;

3

4 WHEREAS: The University of Wisconsin Stevens Point supports a healthy living and learning
5 environment, and;

6

7 WHEREAS: The Ad-Hoc Tobacco Subcommittee including extensive student input to create a
8 campus wide Tobacco-Free policy, so;

9

10 THEREFORE BE IT RESOLVED: That the Student Government Association endorses the attached
11 University Tobacco-free Policy, and;

12

13 THEREFORE BE IT FURTHER RESOLVED: Due to the unique circumstances surrounding residence
14 at the Treehaven facility for the duration of the six week CNR summer experience, the Student
15 Government Association requires the exclusion of the Treehaven facility from the University
16 Tobacco-Free policy, and that the Treehaven tobacco policy shall be the following:

17 "The use of tobacco products shall be prohibited in all Treehaven buildings and within thirty
18 feet of any building."

19 This policy shall be enacted to reflect the spirit of wellness promoted by the University
20 Tobacco-Free Policy as well as in an effort to mitigate the safety hazards associated with
21 smoking on an unlit county road.

22 THEREFORE BE IT FURTHER RESOLVED: The Student Government Association shall not support
23 any implementation of the University Tobacco-Free Policy that considers disciplinary probation,
24 removal from a course in progress, enrollment restrictions, suspension, or expulsion as sanction
25 (as referenced in UWS Chapter 17) for violation of the University Tobacco-Free Policy.

26

27 THEREFORE BE IT FURTHER RESOLVED: The implementation committee shall consist of 50 %
28 students.

29

30 THEREFORE BE IT FURTHER RESOLVED: Any implementation of the University Tobacco-Free
31 Policy not meeting these requirements shall not be approved by the Student Government
32 Association.

33

34 THEREFORE BE IT FURTHER RESOLVED: The final implementation plan developed by the
35 University of Wisconsin – Stevens Point Tobacco-Free Campus Advisory Committee must be
36 reviewed and approved by verbal resolution of the SGA Senate.

37 THEREFORE BE IT FINALLY RESOLVED: That this piece of legislation be forwarded to Randy
38 Olson, Chair of Faculty Senate; Al Thompson, Vice Chancellor of Student Affairs; and Bernie
39 Patterson, Chancellor.

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66 **Authored:** Anna Haug, University Health Services Student Director
67 **Sponsored:** Ryan Kernosky, Senator for College of Letters and Science; Brian Young, Senator for
68 College of Letters and Science; Cally Gordon, Senator for College of Professional Studies; Nick
69 Meyers, Senator for College of Letters and Science;
70 **Sponsoring Committee:** The Student Health Advisory Committee
71 **Date:** 10/17/13