Sec. 1. PROHIBITION ON SOLICITATION AND DISTRIBUTION OF PROMOTIONAL MATERIALS

Midland Academy Charter prohibits solicitation of employees by salespersons or other employees on Midland Academy Charter property.

Midland Academy Charter further prohibits the distribution of promotional or sales literature on Midland Academy Charter property by salespersons or employees at all times.

Commercial advertisements or sales for personal profit are also prohibited.

Sec. 2. PROHIBITION ON DIETARY SUPPLEMENTS

Employees of Midland Academy Charter may not:

1. Knowingly sell, market, or distribute a dietary supplement that contains performance enhancing compounds to a primary or secondary education student with whom the employee has contact as part of the employee's school duties; or
2. Knowingly endorse or suggest the ingestion, intranasal application, or inhalation of a dietary supplement that contains performance enhancing compounds by a primary or secondary education student with whom the employee has contact as part of the employee's school duties.

However, Midland Academy Charter employees are not prohibited from:

1. Providing or endorsing a dietary supplement that contains performance enhancing compounds to, or suggesting the ingestion, intranasal application, or inhalation of a dietary supplement that contains performance enhancing compounds by, the employee's child; or
2. Selling, marketing, or distributing a dietary supplement that contains performance enhancing compounds to, or endorsing or suggesting the ingestion, intranasal application, or inhalation of a dietary supplement that contains performance enhancing compounds by, a primary or secondary education student as part of activities that:
   a. Do not occur on Midland Academy Charter property or at a school-related function;
   b. Are entirely separate from any aspect of the employee's employment with Midland Academy Charter; and
   c. Do not in any way involve information about or contacts with students that the employee has had access to, directly or indirectly, through any aspect of the employee's employment with Midland Academy Charter.

For purposes of this policy:

1. "Dietary supplement" means a product (other than tobacco) intended to supplement the diet that bears or contains one or more of the following dietary ingredients:
   a. A vitamin;

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b. A mineral;
c. An herb or other botanical;
d. An amino acid;
e. A dietary substance for use by man to supplement the diet by increasing the total dietary intake; or
f. A concentrate, metabolite, constituent, extract, or combination of any ingredient described in items (a)-(e).

2. "Performance enhancing compound" means a manufactured product for oral ingestion, intranasal application, or inhalation that:
   a. Contains a stimulant, amino acid, hormone precursor, herb or other botanical, or any other substance other than an essential vitamin or mineral; and
   b. Is intended to increase athletic or intellectual performance, promote muscle growth, or increase an individual's endurance or capacity for exercise.

Education Code 38.011.

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