



Book	Policy Manual
Section	200 Pupils
Title	Tobacco Use
Code	222
Status	Active
Adopted	July 22, 2013
Last Revised	August 3, 2020

Purpose

The Board recognizes that tobacco, vaping and nicotine use by students presents a health and safety hazard that can have serious consequences for both users and nonusers and the safety and environment of the schools.

Definition

For purposes of this policy, **tobacco, vaping and nicotine use** shall be defined as use and/or possession of a lighted or unlighted cigarette, cigar, hooka or pipe or any tobacco or nicotine product such as but not limited to vaping products, including the product marketed as Juul or other electronic cigarettes or nicotine delivery systems, and any type of tobacco in any form.[\[1\]](#)[\[2\]](#)

Authority

The Board prohibits tobacco, vaping and nicotine use and possession by students at any time in a school building and on any property, buses, vans and vehicles that are owned, leased or controlled by the school district. Exceptions can be made if the student is prescribed smoking cessation products by a physician. Proper documentation must be provided.[\[1\]](#)[\[2\]](#)[\[3\]](#)

The Board prohibits tobacco, vaping and nicotine use and possession by students at school-sponsored activities that are held off school property.[\[4\]](#)

Delegation of Responsibility

The school district may initiate prosecution of a student who possesses or uses tobacco, vaping or nicotine in violation of this policy.[\[2\]](#)

The Superintendent or designee shall annually notify students, parents/guardians and staff about the district's tobacco, vaping and nicotine use policy by publishing such policy in the student handbook, Code of Student Conduct, parent newsletters, posted notices, district web-site and other efficient methods.[\[5\]](#)[\[6\]](#)

The Superintendent shall annually, by July 31, report all incidents of possession, use or sale of tobacco, vaping and nicotine by any person on school property to the Office of Safe Schools on the required form in accordance with state law and regulation.[\[7\]](#)

The Superintendent or designee shall develop administrative regulations to implement this policy.

Guidelines

A student convicted of possessing or using tobacco, vaping or other nicotine in violation of this policy may be fined up to fifty dollars (\$50) plus court costs or admitted to alternative adjudication in lieu of imposition of a fine.

Students found in violation of this policy shall also be subject to appropriate disciplinary action.

Legal

1. 18 Pa. C.S.A. 6305
2. 18 Pa. C.S.A. 6306.1
3. 20 U.S.C. 7973
4. Pol. 227
5. 22 PA Code 10.2
6. 22 PA Code 10.25
7. 24 P.S. 1303-A
- 24 P.S. 510
- 24 P.S. 1302.1-A
- 22 PA Code 10.22
- 22 PA Code 10.23
- 20 U.S.C. 1400 et seq
- 20 U.S.C. 7114
- 20 U.S.C. 7118
- 20 U.S.C. 7971 et seq
- 34 CFR Part 300
- Pol. 103.1
- Pol. 113.1
- Pol. 113.2
- Pol. 210
- Pol. 218