

## TOBACCO PRODUCTS AND NICOTINE VAPOR PRODUCTS

### I. ASSOCIATED REGULATION: GBEC-R/JFCH-R/KGC-R: TOBACCO AND NICOTINE VAPOR PRODUCTS REGULATIONS

### II. GENERALLY

Alexandria City Public Schools is committed to providing a school environment that enhances learning through the development of lifelong wellness practices. In addition, the health, comfort and learning environment of students and staff are important aspects of ACPS' mission to ensure success by inspiring students and addressing barriers to learning.

Therefore, in accordance with Va. Code § 22.1-279.6, students may not possess, use or distribute any tobacco product or nicotine vapor product on a school bus, on school property, or at an on-site or off-site school sponsored activity.

All other persons may not use or distribute any tobacco product or nicotine vapor product on a school bus, on school property, or at an on-site or off-site school-sponsored activity, in accordance with Va. Code § 22.1-79.5.

### III. DEFINITIONS

**"Tobacco product"** means any product made of tobacco and includes cigarettes, cigars, smokeless tobacco, pipe tobacco, bidis, and wrappings as defined in Va. Code § 18.2-371.2. "Tobacco product" does not include any nicotine vapor product, alternative nicotine product, or product that is regulated by the FDA under Chapter V (21 U.S.C. § 351 et seq.) of the Federal Food, Drug, and Cosmetic Act.

**"Nicotine vapor product"** means any noncombustible product containing nicotine that employs a heating element, power source, electronic circuit, or other electronic, chemical, or mechanical means, regardless of shape or size, that can be used to produce vapor from nicotine in a solution or other form. "Nicotine vapor product" includes any electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device and any cartridge or other container of nicotine in a solution or other form that is intended to be used with or in an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device, as defined in Va. Code § 18.2-371.2. "Nicotine vapor product" does not include any product regulated by the FDA under Chapter V (21 U.S.C. § 351 et seq.) of the Federal Food, Drug, and Cosmetic Act.

**"School property"** means all property owned, leased, rented or otherwise used by a school, including but not limited to the following:

- All interior portions of any building or other structure used for instruction, administration, support services, maintenance, or storage;
- Any indoor facility or portion of such facility owned or leased or contracted for and used for the provision of regular or routine health care, day care, or early childhood development (Head Start) services;

- All vehicles used by the Division for transporting students, staff, visitors or other persons; and
- The grounds of any building or other structure used for instruction, administration, sporting events, support services, maintenance, or storage.

#### **IV. PROCEDURES**

To preserve a safe, nondisruptive environment for effective teaching and learning, Regulation GBEC-R/JFCH-R/KGC-R outlines:

- Provisions for the enforcement of this policy among students, employees, and visitors, including the enumeration of possible sanctions or disciplinary actions; and
- Resources to help staff and students overcome tobacco and nicotine addiction.

#### **V. NOTIFICATION**

This policy will be published in student and employee handbooks, posted on bulletin boards, and announced in meetings.

Adopted: December 5, 1996  
Amended: June 20, 2002  
Amended: June 19, 2003  
Amended: December 6, 2007  
Amended: June 18, 2009  
Amended: December 18, 2014  
Amended: December 16, 2021

Legal Refs.: 20 U.S.C. §§ 6083, 7183.

Code of Virginia, 1950, as amended, §§18.2-371.2, 22.1-79.5, 22.1-279.6.

Cross Refs.:	CLA	Reporting Acts of Violence and Substance Abuse
	GBEC-R/JFCH-R/KGC-R	Tobacco and Nicotine Vapor Products Regulations
	JFC	Student Conduct
	JFCF/JFCI	Alcohol and Other Drugs (AOD) in Schools
	JFCF-R/JFCI-R	Alcohol and Other Drugs (AOD) Abuse: Regulations
	JHCF	Student Wellness
	JHCF-R	Student Wellness Guidelines
	KG	Community Use of School Facilities
	KGB	Public Conduct on School Property