LENAPE TECHNICAL SCHOOL

SECTION: COMMUNITY

TITLE: PUBLIC ATTENDANCE AT SCHOOL EVENTS

ADOPTED: May 21, 2009

REVIEWED: June 16, 2016

REVISED: February 21, 2019
October 22, 2020
September 19, 2024

904. PUBLIC ATTENDANCE AT SCHOOL EVENTS

Purpose

The Joint Operating Committee welcomes the public at activities and events sponsored by the school, but the Joint Operating Committee also acknowledges its duty to maintain order and preserve school facilities and health and safety during such events. This policy establishes conditions, restrictions and procedures to regulate public attendance and conduct at the school and school-sponsored activities.

Definitions

For purposes of this policy, tobacco product encompasses not only tobacco but also vaping products **including** electronic cigarettes (e-cigarettes). **Tobacco products** for the purposes of this policy and in accordance with law, shall be defined to include the following: [1] [2]

1. Any product containing, made or derived from tobacco or nicotine that is intended for human consumption, whether smoked, heated, chewed, absorbed, dissolved, inhaled, snorted, sniffed or ingested by any other means, including, but not limited to a cigarette, cigar, little cigar, chewing tobacco, pipe tobacco, and snuff and snus.
2. Any electronic device that delivers nicotine or another substance to a person inhaling from the device, including, but not limited to, electronic nicotine delivery systems, an electronic cigarette, a cigar, a pipe and a hookah.
3. Any product containing, made or derived from either:
   a. Tobacco, whether in its natural or synthetic form; or
   b. Nicotine, whether in its natural or synthetic form, which is regulated by the United States Food and Drug Administration as a deemed tobacco product.
4. Any component, part or accessory of the product or electronic device listed in this definition, whether or not sold separately.

The term **tobacco product** does <u>not</u> include the following: [1] [2]

1. A product that has been approved by the United States Food and Drug Administration for sale as a tobacco cessation product or for other therapeutic purposes where the product is marketed and sold solely for such approved purpose, as long as the product is not inhaled.
2. A device, included under the definition of tobacco product above, if sold by a dispensary licensed in compliance with the Medical Marijuana Act. *Federal law requires the school to maintain a drug-free environment, at which marijuana of any kinds is prohibited.* [3] [4]

Authority	The Joint Operating Committee has the authority to prohibit at a school event the attendance of any individual whose conduct constitutes a disruption. The Administrative Director or designee and building administrator may limit attendance to designated areas or may limit the number of attendees to school events when necessary to protect the health and safety of students, staff and the public, in accordance with Joint Operating Committee-approved health and safety plans and guidance from state and local officials. The Joint Operating Committee prohibits gambling and the possession and use of controlled substances, prohibited by state or federal law, alcoholic beverages and weapons on school premises by any person. [5] [6] Attendees shall be informed of the school's health and safety rules through announcements and posting of appropriate signage. Health and safety rules must be followed prior to entry and while attendees are in school buildings and on school property, in accordance with Joint Operating Committee policy, school procedures, the Joint Operating Committee-approved health and safety plans and guidance from state and local officials. [7] <u>Tobacco and Vaping Products</u> The Joint Operating Committee prohibits use of tobacco and vaping products, **including** e-cigarettes, by any persons at any time in a school building; on school buses or other vehicles that are owned, leased or controlled by the school; or on property owned, leased or controlled by the school, unless expressly permitted in designated areas which must be located at least fifty (50) feet from school buildings, stadiums or bleachers. [2] [8] This policy does not prohibit possession of tobacco **products** by members of the public of legal age at the school or school-sponsored activities. The Joint Operating Committee deems it to be a violation of this policy for an individual in attendance at the school or a school-sponsored activity to furnish a tobacco **produc**t to a minor. [1]
Delegation of Responsibility	A schedule of fees for attendance at school events shall be prepared by the Administrative Director or designee and adopted by the Joint Operating Committee. The Administrative Director shall ensure that this policy is posted on the school's publicly accessible website. ***Annual School Safety and Security Incidents*** *Report* The Administrative Director shall annually, by July 31, report all incidents of prohibited possession, use or sale of tobacco **products,** by any person on school property to the **PA Department of Education** on the required form. [9] [10] [11]

Guidelines	*Law Enforcement Incident Report* In accordance with state law and regulations, the procedures set forth in the memorandum of understanding with **law** enforcement and Joint Operating Committee policies, the Administrative Director or designee may report to the school police, school resource officer (SRO), or to the **law enforcement agency** that has jurisdiction over the school's property, the use or sale of tobacco **products** by any person in a school building; on a school bus or other vehicles that are owned, leased or controlled by the school; or on any property owned, leased or controlled by the school. [1] [2] [9] [10] [11] [12] [13] Free Admittance School personnel will be admitted to all school events at no charge. Free passes to school events will be available to each Joint Operating Committee member and a guest. Service Animals Individuals with disabilities may be accompanied by their service animals while on school property for events that are open to the general public in accordance with Joint Operating Committee policy and state and federal laws and regulations. [14] [15] [16] **PSBA Revision 6/24 © 2024 PSBA** Legal References 1. 18 Pa. C.S.A. 6305 2. 18 Pa. C.S.A. 6306.1 3. 20 U.S.C. 7118 4. Pol. 351 5. 24 P.S. 1850.1 6. 24 P.S. 775 7. Pol. 705 8. 20 U.S.C. 7973 9. 24 P.S. 1306.2-B 10. 24 P.S. 1319-B 11. Pol. 805.1 12. 22 PA Code 10.2 13. 22 PA Code 10.22 14. 28 CFR 35.136 15. 43 P.S. 953 16. Pol. 718 35 P.S. 637.1 et seq 20 U.S.C. 7971 et seq 28 CFR Part 35