NO SMOKING, VAPING, OR OTHER TOBACCO USE ON SCHOOL PREMISES

Due to the health hazards associated with smoking, and in accordance with Federal and State law, the Board of Education prohibits smoking (the burning of a lighted cigar, cigarette, pipe or any other matter or substance which contains tobacco, cannabis or cannabinoid hemp), use of an electronic cigarette or e-cigarette, and all other tobacco use, in all school district buildings, on school grounds, in any vehicle used to transport children or personnel, and/or at any school sponsored activities. Smoking, use of an e-cigarette, or tobacco use is also prohibited within 100 feet of all school entrances, exits, and outdoor areas, except where that is a residence or residential property. "Electronic cigarette" or "e-cigarette" means an electronic device that delivers vapor which is inhaled by an individual user (including but not limited to, vaporizers, vapor pipes, and vape pens), and shall include any refill, cartridge and any other component of such a device. Additionally, ingesting cannabis or concentrated cannabis products is prohibited on school grounds and on school buses. This policy does not apply to lawful medical cannabis use in compliance with state law and regulation for those who are properly certified and registered; however, state regulations do not permit smoking or vaporizing medical cannabis where smoking and vaping are prohibited by law.

The District's no smoking policy shall be prominently posted in each building, at designated outdoor locations on school premises (e.g. athletic fields) and in all district vehicles. The Board designates the Superintendent of Schools or his/her designee as the agent responsible for informing individuals smoking, using e-cigarettes, or using tobacco, cannabis or cannabinoid hemp unlawfully that they are in violation of Article 13-E of the Public Health Law and/or Section 409 of the Education Law and/or the Federal Pro-Children Acts of 1994 and 2001. Persons in violation of this policy will be asked to stop or leave school property and may be subject to consequences as outlined in the Code of Conduct.

Reference:
Cannabis Law §3 (definition of cannabinoid hemp)
Education Law Section 409(2)
Penal Law §222.00 (definition of cannabis); §222.10 (cannabis use prohibited on school grounds)
Public Health Law Article 13-E;
Public Health Law §§206; 340; 347; 1399-o; 1399-aa
The Pro-Children Act of 2001, 20 U.S.C. §§7181 *et seq*.
The Pro-Children Act of 1994, 20 U.S.C. §§6081 *et seq.*
10 NYCRR §113.19 (prohibitions on medical marijuana in certain places)

Cross-Ref: Policy #1530/9530

Adopted:	12/01/1994				
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