

USE OF TOBACCO AND ELECTRONIC CIGARETTES ON SCHOOL PREMISES TOBACCO PRODUCTS AND NICOTINE VAPOR PRODUCTS

Smoking is prohibited

- ~~• in the interior of indoor facilities owned or leased or contracted for and utilized for the provision of regular kindergarten, elementary, or secondary educational or library services to children;~~
- ~~• on every public school bus and all other vehicles used by the division for transporting students, staff, visitors, or other persons; and~~
- ~~• in every indoor facility, or portion of such facility, owned or leased or contracted for and utilized for the provision of regular or routine health care, day care, or early childhood development (Head Start) services.~~

For purposes of this policy, "smoking" means the carrying or holding of any lighted pipe, cigar, or cigarette of any kind, or any other lighted smoking equipment, or the lighting, inhaling, or exhaling of smoke from a pipe, cigar, or cigarette of any kind.

Each principal shall post signs stating "No Smoking," or containing the international "No Smoking" symbol, consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a bar across it, clearly and conspicuously in every school cafeteria or other dining facility in the school.

Designated Smoking Areas

The School Board may direct the superintendent to issue regulations designating smoking areas on school grounds outside buildings.

Electronic Cigarettes

Students are prohibited from possessing electronic cigarettes on school buses, on school premises and at school sponsored activities.

All other persons are prohibited from using electronic cigarettes on school premises and school vehicles.

Generally

All persons are prohibited from possessing 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 addition, the use or distribution of 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 is prohibited.

The superintendent is responsible for developing a regulation which contains

- provisions for the enforcement of this policy among students, employees, and visitors, including the enumeration of possible sanctions or disciplinary actions, and
- referrals to resources to help staff and students overcome tobacco addiction.

Definitions

“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 electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device and any cartridge or other container 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. “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.

“Tobacco product” means any product made of tobacco and includes cigarettes, cigars, smokeless tobacco, pipe tobacco, bidis, and wrapping. “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.

Adopted: July 1, 1993

Amended: February 10, 1997; February 26, 2004; August 28, 2008; August 14, 2014

Legal Ref.: 20 U.S.C. §§ 6083 and 7183
Code of Virginia, 1950, as amended, §§~~15.2-2800, 15.2-2824, 15.2-2827, 22.1-78, 18.2-3712,~~
22.1-79.5, 22.1—279.6

Cross Ref: CLA, Reporting Acts of Violence and Substance Abuse
~~GBEC/JFCH, Tobacco-Free School And Grounds For Students, Staff, And Community~~
Products and Nicotine Vapor Products
~~JFCH, Tobacco-Free School And Grounds For Students, Staff, And Community~~
~~GBEAC, Electronic Cigarettes~~
KG, *Community Use of School Facilities*
KGB, *Public Conduct on School Property*