

TOBACCO PRODUCTS AND NICOTINE VAPOR PRODUCTS-FREE
SCHOOL AND GROUNDS
~~FOR STUDENTS, STAFF AND COMMUNITY~~

Generally

All persons ~~Students~~ 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 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. “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 wrappings. “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.

~~Smoking, chewing or any other use of any tobacco products by students, staff and community members is prohibited on all school property.~~

~~For purposes of this policy, the following definitions shall apply:~~

~~1. “School property” means all property owned, leased, rented or otherwise used by a school including but not limited to the following:~~

~~a. All interior and exterior portions of any building or other structure used for~~

~~instruction, administration, support services, maintenance or storage.~~

~~b. 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 services;~~

~~c. All vehicles used by the Division for transporting students, staff, visitors or other persons.~~

~~2. "Tobacco" includes cigarettes, cigars, pipe tobacco, snuff, chewing tobacco and all other kinds and forms of tobacco prepared in such manner as to be suitable for chewing, smoking or both. "Tobacco" includes cloves or any other product packaged for smoking.~~

~~3. "Use" includes but is not limited to lighting, chewing, inhaling or smoking any tobacco product.~~

~~4. "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.~~

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

~~Staff and students found to be in violation of this policy shall be subject to appropriate disciplinary action.~~

~~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.~~

Adopted: February 10, 1997

Amended: November 20, 2003; August 28, 2008; August 14, 2014

Legal Refs.: 20 U.S.C. §§ 6083, 7183.

Code of Virginia, 1950, as amended, §§ ~~18.2-371.2, 15.2-2820, 15.2-2824, 15.2-2825, 15.2-2827,~~
22.1-79.5, ~~_____~~ 22.1-279.6

Cross Refs.: CLA, Reporting Acts of Violence and Substance Abuse

~~GBEC/KGC, Tobacco Products and Nicotine Vapor Products Free School for Staff and Students~~

~~GBECA, Electronic Cigarettes~~

JFC, Standards of Student Conduct

KG, Community Use of School Facilities

KB, Public Conduct on School Property~~C, Use of Tobacco and Electronic Cigarettes on School~~

Premises