

SHALER AREA SCHOOL DISTRICT

No: 423

SECTION: PROFESSIONAL EMPLOYEES

TITLE: TOBACCO USE

ADOPTED: SEPTEMBER 16, 1998

REVISED: APRIL 18, 2001; FEBRUARY 19, 2014

423. TOBACCO

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| 1. Purpose | The Board recognizes that tobacco presents a health and safety hazard that can have serious consequences for the user and the nonuser and the safety of the schools. |
| 2. Definition
35 P.S.
Sec. 1223.5 | For purposes of this policy, tobacco includes a lighted or unlighted cigarette, cigar, pipe or other smoking product or material, smokeless tobacco in any form and electronic cigarettes. Electronic cigarettes are defined as battery-operated products designed to deliver nicotine, flavor, and other chemicals by turning the substance into a vapor that is inhaled by the user. |
| 3. Authority
35 P.S.
Sec. 1223.5
20 U.S.C.
Sec. 7183 | The Board prohibits tobacco use by administrative, professional and support employees in a school building and on any property, buses, vans and vehicles that are owned, leased or controlled by the school district. |
| 35 P.S.
Sec. 1223.5 | The Board may designate specific areas for tobacco use by district employees on property owned, leased or controlled by the district that is at least fifty (50) feet from school buildings, stadiums and bleachers. |
| 35 P.S.
Sec. 1223.5 | The Board prohibits tobacco use by district employees at school-sponsored activities that are held off school property. |
| 35 P.S.
Sec. 1223.5 | The district shall annually notify employees about the Board's tobacco policy by distributing it through handbooks, newsletters, posted notices, and other efficient methods. |
| | A violation of this policy shall be punishable by a civil fine of not more than fifty dollars (\$50.00). |
| 4. Guidelines
SC 1302.1-A,
1303-A
Title 22
Sec. 10.2, 10.22
18 Pa. C.S.A.
Sec. 6305
Pol. 805.1 | The Superintendent or designee may report incidents involving the sale of tobacco to minors by employees on school property, at any school-sponsored activity or on a conveyance providing transportation to or from a school or school-sponsored activity to the local police department that has jurisdiction over the school's property, in accordance with state law and regulations, the procedures set forth in the memorandum of understanding with local law enforcement and Board policies. |
| SC 1303-A
Pol 805.1 | In accordance with state law, the Superintendent shall annually, by July 31, report incidents of possession, use or sale of tobacco on school property to the Office for Safe Schools on the required form. |

References:

School Code – 24 P.S. Sec. 1302.1-A, 1303-A

School Tobacco Control – 35 P.S. Sec. 1223.5

Pro-Children Act of 2001 – 20 U.S.C. Sec. 7181 et seq.

Board Policy – 805.1