

<p>4. Authority 35 P.S. Sec. 1223.5 20 U.S.C. Sec. 7183</p> <p>35 P.S. Sec. 1223.5 20 U.S.C. Sec. 7183</p>	<p>any device or associated product used for what is commonly referred to as vaping or juuling.</p> <p>Children means individual who have not attained the age of eighteen (18).</p> <p>Student and Pupil is a person between the ages of six (6) and twenty-one (21) years who is enrolled in school.</p> <p>All persons, including employees, officers, volunteers, visitors and students, are prohibited from smoking, the use of smokeless tobacco products, nicotine, and a nicotine delivery product in any school building utilized for children within the school district, and on any school bus or other vehicle used in transporting children operated by or on behalf of the Turkeyfoot Valley Area School District. This prohibition shall be enforced at all times, except with non-students or non-staff in a non-school vehicle, and shall include any activity or functions occurring within the facility, whether school-sponsored or otherwise.</p> <p>Smoking, the use of smokeless tobacco products, nicotine, and a nicotine delivery product is prohibited on exterior school grounds of any activity or function occurring within the facility, whether school-sponsored or otherwise.</p> <p><u>Student Possession Or Use Prohibited</u></p> <p>Any student is prohibited from possessing or using tobacco, nicotine, or a nicotine delivery product:</p> <ol style="list-style-type: none"> 1. In any Turkeyfoot Valley Area School District building. 2. On any grounds of the Turkeyfoot Valley Area School District. 3. On any school property owned by, leased by or under the control of Turkeyfoot Valley Area School District. 4. On a school bus or any other conveyance provided by the school district for transportation to or from Turkeyfoot Valley Area School District, including transportation to or from a school-sponsored activity, function or event. This includes private vehicles utilized by school staff or chaperones for transporting students. 5. At any school function, activity or event held off school district grounds or property. <p>A student is in possession of tobacco, nicotine, or a nicotine delivery product for purposes of this policy if tobacco is found on the person of the student; in the student's locker; in a student's purse, backpack, gym bag or other like</p>
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<p>5. Guidelines</p> <p>18 Pa. C.S.A. Sec. 6306.1 Sec 6305</p>	<p>object; in a student’s coat or other clothing; or otherwise under the student’s control.</p> <p><u>Penalties</u></p> <p>Any person who violates this policy may be subject to the following penalties, which are in addition to any civil or criminal prosecution and penalty imposed by law:</p> <ol style="list-style-type: none"> 1. <u>Students-</u> Students who are found to be using, carrying or distributing any type of drug, alcohol or drug paraphernalia, or any product that is represented as such, will be suspended out-of-school for ten (10) days and will be recommended to the Board of School Directors for expulsion. 2. <u>Students-</u> Students will be subject to penalties prescribed in the Code of Student Conduct, up to and including possible expulsion. Furthermore, any student who has committed three (3) infractions for tobacco, nicotine, or a nicotine delivery product use or possession during the student’s enrollment at Turkeyfoot Valley Area School District may be expelled. Any student who violates this policy may be subjected to prosecution before a district justice (magistrate) and be fined not more than \$50.00 plus court costs, pursuant to Act 145 of 1996. 3. <u>Employees-</u> Employees, officers, and agents of the district will be subject to disciplinary action up to and including possible dismissal. 4. <u>Volunteers-</u> Volunteers will be subject to temporary or permanent termination of participation in the volunteer program. 5. <u>Visitors-</u> Visitors who fail or otherwise refuse to adhere to this policy will be asked to leave the premises and may be subject to temporary or permanent exclusion from school grounds. <p>Smoking cessation programs will be offered, as needed, at the student’s expense. Building administrators may offer smoking cessation class in lieu of a fine for a first time offender.</p> <p>Smoking cessation programs will be offered to staff at their own expense on a request basis.</p>
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References:

Tobacco Use Prohibition – 18 Pa. C. S. A. Sec 6305

School Code – 24 P.S. Sec. 510, 1303-A

State Board of Education Regulations – 22 PA Code Sec. 403.1

Tobacco Use Prohibition – 18 Pa. C.S.A. Sec 6306.1

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

No Child Left Behind Act – 20 U.S.C. Sec. 7114

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