



SECTION: 432

TITLE: RESTRICTIONS UPON POSSESSION,
SMOKING AND TOBACCO USE

NESHAMINY SCHOOL DISTRICT

1	I. PURPOSE	The Neshaminy School District has determined that smoking and tobacco use	1
2		create a health hazard for both the smoker and nonsmoker. Therefore, the	2
3		Neshaminy School District wishes to establish a policy restricting smoking and	3
4		tobacco use in the Neshaminy School District for the express purpose of	4
5		protecting the health, safety, and welfare of its students, its employees, and the	5
6		general public.	6
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8	II. DEFINITIONS	<ul style="list-style-type: none">• Smoking shall mean possession of a lighted cigarette, cigar, pipe or similar	8
9		object formed of or containing tobacco or other vegetable substance.	9
10		<ul style="list-style-type: none">• Tobacco Use shall mean smoking and the use of smokeless tobacco in any	10
11		form.	11
12		<ul style="list-style-type: none">• Public Meetings shall mean all meetings open to the public pursuant to	12
13		Act of July 3, 1989 (P.L. 388, No. 85) known as the <i>Sunshine Act</i> .	13
14		<ul style="list-style-type: none">• District Facilities and Buildings shall mean lobbies, hallways,	14
15		instructional areas, school buses, and other school vehicles utilized	15
16		for the conveyance of students and District employees.	16
17		<ul style="list-style-type: none">• No Tobacco Use Sign shall mean a sign or placard, the contents of which	17
18		shall notify the viewer that smoking and tobacco use, as defined herein,	18
19		is prohibited and that violation of that prohibition shall result in sanctions	19
20		set forth in this Policy.	20
21		<ul style="list-style-type: none">• "Pupil" means a person who is at least six (6) years of age but not more	21
22		than twenty-one (21) years of age and who is enrolled in a school. For	22
23		purposes of this sections, this definition shall not include an individual	23
24		eighteen (18) years of age or older who is enrolled in an adult education	24
25		program.	25
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27	III.	<ul style="list-style-type: none">• Smoking and tobacco use by employees of Neshaminy School District is	27
28	PROHIBITION	prohibited, 24 hours a day, 365 days per year, in all District facilities and	28
29	PA Department	buildings and on buses, vans or other vehicles owned by, leased by or	29
30	of Health	under the control of the Neshaminy School District; on property	30
31		owned by, leased by or under the control of the Neshaminy School	31
32		District; and at school-sponsored functions on as well as off-property, as	32
33		well as those not associated with or sponsored by the school.	33
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1		Policy 432 (con't)	1
2		• Smoking and tobacco use by all members of the general public is	2
3		prohibited, 24 hours a day, 365 days per year, in all District facilities and	3
4		buildings and on buses, vans or other vehicles owned by, leased by or	4
5		under the control of the Neshaminy School District; on property	5
6		owned by, leased by or under the control of the Neshaminy School	6
7		District; and at school-sponsored functions on as well as off-property, as	7
8		well as those not associated with or sponsored by the school.	8
9			9
10		To implement and define the prohibitions established by this policy, the	10
11		Neshaminy School District shall post No Tobacco Use signs at entrances to	11
12		all District facilities and buildings and in such other areas as necessary. Said	12
13		No Tobacco Use signs shall refer to this policy and its prohibitions and shall	13
14		state that violation of this policy shall result in the sanctions set forth herein.	14
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16	IV.	Advertising of tobacco products is prohibited in school buildings, on school	16
17	ADVERTISEMENT	property, at school functions and in all school publications. This includes	17
18	S	clothing worn by students, staff, and visitors, that advertises tobacco	18
19	PA Department of	products. Sponsorship from any tobacco industry affiliate will not be	19
20	Health (2011)	accepted.	20
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22	V. SUPPORTS	The Neshaminy School District will offer smoking cessation classes to any	22
23	OFFERED	employee who requests support in his/her effort to stop smoking. The first	23
24		time the District will pay the complete fee for each employee. If an employee	24
25	PA Department of	requests an additional set of smoking cessation classes, only 50 percent of the	25
26	Health (2011)	fee will be paid by the District.	26
27		• Any employee who violates this Policy shall be subject to the disciplinary	27
28		actions set forth in School Board Policies 227,327, or 427 with the exception	28
29		that termination of employment will not be imposed. Under appropriate	29
30		circumstances, violators may be prosecuted for the fines authorized by	30
31		the <i>Clean Indoor Air Act</i> .	31
32		• Any member of the general public found smoking or using tobacco	32
33		products will be asked by the appropriate school official to refrain from	33
34		smoking or tobacco use while on District property. They will be informed	34
35		of the school's tobacco-free policy. If the visitor does not comply, he/she	35
36	Approved: 3/27/90	will be asked to leave. If the request is refused, the police may be called.	36
37	Revised: 2/23/93	• Any member of the general public who violates this Policy shall be subject	37
38	Revised: 8/23/94	to prosecution for the fines as authorized by the <i>Clean Indoor Air Act</i> .	38
39	Revised: 3/10/97		39
40	Revised: 3/25/97		40
41	Revised: 4/24/01		41
42	Reviewed: 2/4/2003		42
43	Revised/App: 1/2012		43