

# JERSEY SHORE AREA SCHOOL DISTRICT

SECTION: PROFESSIONAL EMPLOYEES

TITLE: TOBACCO USE

ADOPTED: January 25, 2010

REVISED:

423. TOBACCO USE	
1. Purpose	The Board recognizes that tobacco use during school hours and on school property 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 18 Pa. C.S.A. Sec. 6306.1	For purposes of this policy, <b>tobacco use</b> shall mean all use of tobacco, including cigars, cigarettes, pipes and smokeless tobacco.
3. Authority 20 U.S.C. Sec. 7181 et seq 35 P.S. Sec. 1223.5	<p>The Board prohibits tobacco use by professional employees in a school building and on any property, buses, vans and vehicles that are owned, leased or controlled by the school district.</p> <p>The Board prohibits tobacco use by professional employees at school-sponsored activities that are held off school property.</p>
4. Guidelines	The district shall annually notify employees about the district's tobacco use policy by publishing such in handbooks, newsletters, posted notices, and other efficient methods.
SC 1303-A	<p>Incidents of possession, use and sale of tobacco by any person on school property shall be reported to the Office of Safe Schools on the required form at least once each year.</p> <p><u>Penalties</u></p> <p>A violation of this policy by a professional employee shall be punishable by disciplinary action as follows:</p> <ol style="list-style-type: none"> <li>1. First offense – written warning.</li> <li>2. Second offense – five (5) days suspension without pay.</li> </ol>

3. Third offense – five (5) days suspension and a civil penalty of up to \$50.00. Such civil penalty shall be collectible by a civil action filed before the district magistrate with jurisdiction of the offense.

References:

School Code – 24 P.S. Sec. 1303-A

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

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

No Child Left Behind Act of 2001 – 20 U.S.C. Sec. 7114

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