

**TOBACCO PROHIBITION****E8****Policy**<sup>1</sup>

In accordance with state law, it is the policy of the Orleans Central Supervisory Union and its member school districts (Albany, Barton, Brownington, Glover, Irasburg, Orleans, Westmore, and Lake Region Union) to prohibit the use of tobacco or tobacco substitutes on supervisory union or school grounds or at school sponsored functions. This ban extends to any student, employee or visitor to the school, and applies at all times, whether or not school is in session. Students are, furthermore, prohibited from possessing tobacco products, tobacco substitutes or tobacco paraphernalia at all times while under the supervision of school staff or at school-sponsored activities. The Superintendent or designee shall develop procedures, rules and regulations that are necessary to implement this policy and, at a minimum, will include provisions ensuring that tobacco products, tobacco substitutes or tobacco paraphernalia are confiscated when found in the possession of students and that referrals to law enforcement agencies are made when appropriate.

**Definitions**

For purposes of this policy and administrative rules and procedures developed pursuant to this policy:

1. **School grounds** means any property and facilities owned or leased by the school and used at any time for school related activities, including but not limited to school buildings, school buses, areas adjacent to school buildings, athletic fields and parking lots.<sup>2</sup>
2. **School sponsored activity** means activities including but not limited to field trips, project graduation events, sporting events, work internships and dances.
3. **Tobacco product** has the same meaning as set forth in 7 V.S.A. 1001(3), as amended from time to time.<sup>3</sup>
4. **Tobacco paraphernalia** has the same meaning as set forth in 7 V.S.A. 1001(7), as amended from time to time.<sup>4</sup>
5. **Tobacco substitutes** has the same meaning as set forth in 7 V.S.A. 1001(8), as amended from time to time.<sup>5</sup>

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<sup>1</sup> Act 135 of 2014 eliminated the requirement for school boards to adopt policies prohibiting the possession and use of tobacco products by students. Instead, school boards “may adopt policies that include confiscation and appropriate referrals to law enforcement authorities.”

<sup>2</sup> The definitions of “school grounds” and “school sponsored activity” used in this policy are the same as those found in the Department of Education model policy on Possession and Use of Tobacco Products.

<sup>3</sup> The term “tobacco product” is defined in 7 V.S.A. 1001(3) as “cigarettes, little cigars, roll-your-own tobacco, snuff, cigars, new smokeless tobacco, and other tobacco products as defined in 32 V.S.A. § 7702.”

<sup>4</sup> The term “tobacco paraphernalia” is defined in 7 V.S.A. 1001(7) as “any device used, intended for use, or designed for use in smoking, inhaling, ingesting, or otherwise introducing tobacco products into the human body, or for preparing tobacco for smoking, inhaling, ingesting, or otherwise introducing into the human body, including devices for holding tobacco, rolling paper, wraps, cigarette rolling machines, pipes, water pipes, carburetion devices, bongs, and hookahs.”

<sup>5</sup> The term “tobacco substitute” is defined in 7 V.S.A. 1001(8) as “products including electronic cigarettes or other electronic or battery-powered devices that contain and are designed to deliver nicotine or other substances into the body through inhaling vapor and that have not been approved by the United States Food and Drug Administration for tobacco cessation or other medical purposes.”

ORLEANS CENTRAL SUPERVISORY UNION POLICY MANUAL

	<b>Date Warned</b>	<b>Date Adopted</b>	<b>Date Revised</b>
Orleans Central Supervisory Union	01/23/2015	02/04/2015	
Albany School District			
Barton School District	03/09/2015	03/19/2015	
Brownington School District			
Irasburg School District		06/18/2015	
Glover School District			
Lake Region Union High School			
Orleans School District		02/19/2015	
Westmore School District			

*Legal Reference(s):* 16 V.S.A. §140 (Tobacco on school grounds)  
 18 V.S.A. §§1421 et seq. (Smoking in the workplace)  
 7 V.S.A. 1001 et seq.

*Cross Reference:* Student Conduct and Discipline (F1)  
 Bus Discipline (F2)