

# SCHOOL DISTRICT OF PITTSVILLE BOARD POLICY

## STUDENTS

### STUDENT RIGHTS AND RESPONSIBILITIES

#### STUDENT CONDUCT

#### TOBACCO USE BY STUDENTS

#### SMOKE/TOBACCO FREE SCHOOL ENVIRONMENT

443.3

##### A. Purpose

The Pittsville School Board is dedicated to providing a healthy, comfortable, and productive environment for staff, students, and citizens.

##### B. Policy

##### Use and Possession Prohibited

Therefore, Students are prohibited from any type of smoking and from possessing, distributing, or using the use of any tobacco products, or look-alike tobacco nicotine products (such as e-cigarettes), non-medical vapor products, and any related items intended to facilitate the ingestion of such substances. These prohibitions apply (1) at all times in all District Buildings, in all District vehicles, and on all District premises; (2) while students are attending or participating in a District-sponsored event at any location; (3) at any other time that a student is under the supervision of a school district authority. ~~shall be prohibited on school district property. Possession of tobacco or look-alike tobacco products by students on school property shall be prohibited.~~

Examples of prohibited items and products include the following:

1. Cigarettes, chewing tobacco, e-cigarettes, nicotine vaporizers, and similar products.
2. Products that use heat, electricity, or a similar mechanism to create smoke or a vapor that is intended to be ingested, and which may or may not contain nicotine.
3. The components, parts, or accessories of any product or device intended to facilitate the ingestion of tobacco, nicotine, or any non-medicinal ingestible vapor (e.g., rolling paper, pipes, or cartridges or similar refillable/replaceable elements).

##### C. Background

~~Smoking has been identified by the Surgeon General of the United States as the number one health problem in our country. It is the leading cause of premature death, disease, and chronic disability.~~

Thousands of young people begin smoking each year in Wisconsin and the majority of them go on to become regular, adult smokers. Schools can influence both students and adults in a very positive way by creating a smoke/tobacco free school environment.

##### Exceptions

Non-tobacco, non-nicotine devices or products that have a medical purpose and that are possessed or used by a student under the advice, supervision, or prescription of a medical professional are not prohibited by this policy but are subject to rules related to medication (to the extent applicable) and to any administrative rules or directives regarding appropriate times and locations for use.

## **D.—Enforcement**

Administrators and other facility/event/activity supervisors shall enforce District policies and rules prohibiting the use or possession of tobacco products, nicotine products, vapor products, and related products/devices by, for example: (1) directing an individual to cease prohibited conduct or to remove themselves from the premises; (2) applying disciplinary and other consequences; and/or (3) referring a situation (including refusals to cooperate) to law enforcement.

~~The success of this policy will depend upon the thoughtfulness, consideration, and cooperation of smokers and nonsmokers. All individuals on school premises share in the responsibility for adhering to and enforcing this policy.~~

- ~~1. **Students.** Any violation of this policy by students shall be subject to building students discipline procedures.~~
- ~~2. **Staff.** Any violation of this policy by staff shall be dealt with based on established policies, procedures, and bargaining unit contract.~~
- ~~3. **Citizens.** Citizens who are observed smoking or using tobacco products on school district property shall be asked to refrain from doing so. If the individual fails to comply with the request, they will be referred to appropriate supervisory staff.~~

### **LEGAL REFERENCES:**

#### **Wisconsin Statutes**

- Section 101.123 [smoking prohibited in certain enclosed places; notice and enforcement required]  
Section 120.12(20) [school board duty to prohibit tobacco use on school premises]  
Section 120.13(1)(a) [school board power to adopt student conduct rules and discipline students]

#### **Federal Laws**

20 U.S.C. §§7971-7974 [smoking prohibited in certain indoor facilities providing education services to children; see also 20 U.S.C. §§6081-6084]

### **CROSS REFERENCES:**

- Policy 523.5: Personnel (Smoke/Tobacco Free School Environment)  
Policy 831: School-Community Relations (Smoke/Tobacco Free Environment)

~~Updated:—November 10, 2014~~

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