

**MONTGOMERY
COUNTY
INTERMEDIATE
UNIT #23**

SECTION: PUPILS
TITLE: TOBACCO USE
ADOPTED: JANUARY 27, 2010
REVISED:

222. TOBACCO USE	
1. Purpose	The Board recognizes that tobacco use by students presents a health and safety hazard that can have serious consequences for both users and nonusers and the safety and environment of the Intermediate Unit and its programs.
2. Definition 18 Pa. C.S.A. Sec. 6306.1	For purposes of this policy, tobacco use shall be defined as use and/or possession of a lighted or unlighted cigarette, cigar and pipe; other lighted smoking product; and smokeless tobacco in any form.
3. Authority 35 P.S. Sec. 1223.5 20 U.S.C. Sec. 7183	The Board prohibits tobacco use and possession by students at any time in an Intermediate Unit building and on any property, buses, vans and vehicles that are owned, leased or controlled by the Intermediate Unit. The Board prohibits tobacco use and possession by students at Intermediate Unit-sponsored activities that are held off Intermediate Unit or school property.
18 Pa. C.S.A. Sec. 6306.1	The Intermediate Unit may initiate prosecution of a student who possesses or uses tobacco in violation of this policy.
4. Delegation of Responsibility	The Executive Director or designee shall annually notify students, parents/guardians and staff about the Board's tobacco use policy by publishing such policy in the student handbook, parent newsletters, posted notices, and other efficient methods. The Executive Director or designee shall develop administrative regulations to implement this policy.
5. Guidelines SC 1303-A	Incidents of possession, use and sale of tobacco in violation of this policy by any person on Intermediate Unit property shall be reported to the Office of Safe Schools on the required form at least once each year.
18 Pa. C.S.A. Sec. 6306.1	A student convicted of possessing or using tobacco in violation of this policy may be fined up to \$50 plus court costs or admitted to alternative adjudication in lieu of imposition of a fine.

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References:

School Code – 24 P.S. Sec. 964, 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

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

Board Policy – 000