

TOBACCO USE AND POSSESSION ADMINISTRATIVE PROCEDURE

The purpose of the following administrative procedure is to effectuate the mandates imposed by the various federal and state laws in addition to this Board's "Tobacco Use and Possession" policy.

I. PROHIBITED CONDUCT

A. Students

The use, possession, sale, dispensing or distribution of tobacco products by all students is prohibited in school buildings and facilities, during school-sponsored events, on school grounds and buses, and at all other times.

B. Employees and All Other Persons

The use of tobacco products by employees and all other persons is prohibited in school buildings, facilities and on school buses during school-sponsored events and at all other times on school grounds. In addition, employees and all other persons are strictly prohibited, under law and this Board's policy/administrative procedure, from selling, dispensing or distributing tobacco products to students.

C. The same prohibitions shall apply to electronic cigarettes.

II. ENFORCEMENT

A. Disciplinary Measures

The Superintendent shall develop age-appropriate disciplinary guidelines for students violating this policy/ administrative procedure.

B. Student Referral to Law Enforcement Agency

The Superintendent or his/her designee reserves the right to refer students to a law enforcement agency, on a case-by-case basis, as he/she may deem necessary. However, the Superintendent/designee shall refer to a law enforcement agency any student reasonably suspected of selling, dispensing or distributing tobacco products.

C. Other Persons in Violation

All other persons violating this policy, e.g., employees, visitors, shall be immediately directed to cease the behavior. In addition, all persons suspected of selling, distributing or in any way dispensing tobacco products to students shall be referred to a law enforcement agency.

Any employee violating this policy shall be subject to appropriate disciplinary measures.

III. PREVENTION EDUCATION AND INTERVENTION

Schools will provide students with appropriate information and activities focused on educating students about the dangers associated with tobacco and preventing its use; how to resist peer pressure; and the legal, social and health consequences of tobacco use.

Students will be provided with information and referral, if necessary, to aid them in obtaining cessation assistance. Student records concerning such interventions shall be kept confidential in accordance with state and federal laws.

IV. NOTICES

This Board's policy and corresponding disciplinary actions for infractions of this policy shall be included in employee and student handbooks and other means selected by school administrators.

Legal References: 20 USC § 6081-6084 (Pro-Children Act of 1994) 22 MRSA §
1578-B

Me. PL 470 (An Act to Reduce Tobacco Use By Minors)

Adopted: October 20, 2010

Revised: November 18, 2014