

# BRANDYWINE HEIGHTS AREA SCHOOL DISTRICT

SECTION: PUPILS

TITLE: TOBACCO USE

ADOPTED: June 28, 2004

REVISED:

222. TOBACCO USE	
<p>1. Purpose</p>	<p>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 schools.</p>
<p>2. Definition 18 Pa. C.S.A. Sec. 6306.1</p>	<p>For purposes of this policy, <b>tobacco use</b> 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.</p>
<p>3. Authority 20 U.S.C. Sec. 7181 et seq Title 22 Sec. 12.3 35 P.S. 1223.5</p>	<p>The Board prohibits tobacco use and possession by students at any time in a school building and on any property, buses, vans and vehicles that are owned, leased or controlled by the school district.</p>
<p>18 Pa. C.S.A. Sec. 6306.1</p>	<p>The Board prohibits tobacco use and possession by students at school-sponsored activities that are held off school property.</p>
<p>4. Delegation of Responsibility</p>	<p>The school district may initiate prosecution of a student who possesses or uses tobacco in violation of this policy.</p>
<p>5. Guidelines SC 1303-A</p>	<p>The Superintendent or designee shall annually notify students, parents/guardians and staff about the district's tobacco use policy by publishing such policy in the student handbook, Code of Student Conduct, posted notices, and other efficient methods.</p>
<p>18 Pa. C.S.A. Sec. 6306.1</p>	<p>The Superintendent or designee shall develop procedures to implement this policy.</p>
<p>18 Pa. C.S.A. Sec. 6306.1</p>	<p>Incidents of possession, use and sale of tobacco in violation of this policy 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>18 Pa. C.S.A. Sec. 6306.1</p>	<p>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.</p>

<p>PA Code Title 22 Sec. 12.3, 403.1</p> <p>18 Pa. C.S.A. Sec. 6306.1</p> <p>School Code 510, 1303-A</p> <p>35 P.S. 1223.5</p> <p>20 U.S.C. Sec. 7181 et seq</p> <p>20 U.S.C. Sec. 7114</p>	<p>A student convicted a second time shall be given a mandatory three (3) day suspension from school and prosecution before the District Justice as approved in a first offense, with a fine of one hundred dollars (\$100).</p> <p>A student convicted a third time shall be given a mandatory ten (10) day suspension from school and prosecution before the District Justice provided in a first offense, with a fine of two hundred dollars (\$200).</p>
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