

TOBACCO PRODUCTS AND NICOTINE VAPOR PRODUCTS

Generally

All individuals are prohibited from possessing any tobacco product, nicotine vapor product, or alternative nicotine product on a school bus, on school property, or at an on-site or off-site school sponsored activity.

In addition, the use or distribution of any tobacco product, nicotine vapor product, or alternative nicotine product on a school bus, on school property, or at an on-site or off-site school-sponsored activity is prohibited.

The superintendent is responsible for developing a regulation which contains

- provisions for the enforcement of this policy among students, employees, and visitors, including the enumeration of possible sanctions or disciplinary actions, and
- referrals to resources to help staff and students overcome tobacco addiction.

Definitions

"Nicotine vapor product" means any noncombustible product containing nicotine that employs a heating element, power source, electronic circuit, or other electronic, chemical, or mechanical means, regardless of shape or size, that can be used to produce vapor from nicotine in a solution or other form. "Nicotine vapor product" includes any electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device and any cartridge or other container of nicotine in a solution or other form that is intended to be used with or in an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device. "Nicotine vapor product" does not include any product regulated by the FDA under Chapter V (21 U.S.C. § 351 et seq.) of the Federal Food, Drug, and Cosmetic Act.

"Tobacco product" means any product made of tobacco and includes cigarettes, cigars, smokeless tobacco, pipe tobacco, bidis, and wrappings. "Tobacco product" does not include any nicotine vapor product, alternative nicotine product, or product that is regulated by the FDA under Chapter V (21 U.S.C. § 351 et seq.) of the Federal Food, Drug, and Cosmetic Act.

"Alternative nicotine product" means any noncombustible product containing nicotine that is intended for human consumption, whether chewed, absorbed, dissolved, or ingested by any other means. "Alternative nicotine product" does not include any nicotine vapor product, tobacco product, or product regulated as a drug or device by the U.S. Food and Drug Administration (FDA) under Chapter V (21 U.S.C. § 351 et seq.) of the Federal Food, Drug, and Cosmetic Act.

ADOPTED: October 9, 2007

REVISED: October 14, 2008
July 14, 2009
October 14, 2014
January 14, 2020

LEGAL REFERENCES: 20 U.S.C. §§ 6083, 7183.

Code of Virginia, 1950, as amended, §§
22.1-79.5, 22.1-279.6.

CROSS REFERENCES:

CLA	Reporting Acts of Violence and Substance Abuse
GBEC	Tobacco Products and Nicotine Vapor Products
JFCH	Tobacco Products and Nicotine Vapor Products
JFC-R	Student Code of Conduct Manual
KG	Community Use of School Facilities
KGB	Public Conduct on School Property