

POLICY TITLE: Use of Tobacco Products TOBACCO-FREE AND INHALANT-FREE SMOKE-FREE SCHOOL ENVIRONMENT		
ADOPTION/EFFECTIVE DATE:	MOST RECENTLY AMENDED: 12/3/2007	MOST RECENTLY REAFFIRMED: 4/22/2002
POLICY/PROCEDURE MANUAL SUMMARY CATEGORY: District Management		

I. Purpose

The purpose of this policy is to establish a school environment **that is free of the following:**

- 1. Possession, sale, consumption or use of tobacco or imitation tobacco products, and/or,**
- 2. Any device or item which a person uses for the purpose of inhalation.**

This policy does not prohibit use of any device required to be used by a person for legitimate, bona-fide, medical reasons.

II. Definitions

- A. Tobacco **Products** means products derived ~~in~~ from the tobacco plant that are smoked, chewed, sniffed, **inhaled** or otherwise consumed.
- B. School Property means any building or land owned or leased by the Harford County Public School system/Board of Education.
- C. Inhalation Device or Item means any device or item which is used or intended to be used or to be consumed so as to allow inhalation of any substance; including but not limited to, a vape, cigarettes, e-cigarettes, a Juul or pipes. **Inhalation device or item does not include a device or a legal item required to be used or to be consumed by a person for legitimate, bona fide medical reasons.**

- D. **Vape** means any device which is used for the purpose of inhalation of any vaporized substance.
- E. **E-Cigarette** means a handheld electronic device designed or intended to create for the user thereof the sense or feeling of smoking tobacco.
- F. **Imitation Tobacco Products** means any item which is grown or manufactured, which is not tobacco, but intended to produce or simulate the effects of tobacco.
- G. **Paraphernalia** means any item used or designed to be used to facilitate the operation of an Inhalation Device or Item, including, but not limited to liquid drip tips or chargers.

III. Policy Statement

- A. **The following are prohibited on school property at all times.**

1. **Possession, sale, use or consumption of:**

a) **Tobacco products and/or imitation tobacco**

products,

b) **Inhaling Device or Item, including but not limited to,**

vapes, e-cigarettes, pipes or a Juul.

c) **Paraphernalia.**

B. With respect to students who violate this policy, the following disciplinary

procedure shall be followed:

1. **First Offense**

- a. The parent/student shall attend a conference, in person or by phone, with the school administrator during which the student, parent and administrator ~~will~~ **shall** discuss the violation.

- b. The student shall **complete and pass**, a **one-session (one hour)** ~~three session (six hour)~~ tobacco/inhalant education awareness online course offered or approved by the Harford County Health Department.

- c. The student shall provide to the school administration appropriate documentation of completion and passing of the tobacco/inhalant education program within 3 days of the school administration's enrollment of the student in the online tobacco/inhalant education awareness class.

- d. The student shall receive a one-day suspension if he or she fails to comply with the requirements of subsections III.B.(1) (a), (b) and (c) above.

2. **Second Offense**

- a. The parent/student shall attend a conference, in person or by phone, with the school administrator during which the student, parent and administrator ~~will~~ **shall** discuss the violation.

- b. **The school administration may take disciplinary action relative to the student such as interventions, restorative practices or suspension of no more than one day, if the**

student fails to comply with the requirements of

subsection III. B. (2) (a) above.

3. **Third Or More Offense**

- a. **The student shall receive a suspension of four to ten days.**

Board Approval Acknowledged By:

Sean W. Bulson, Ed.D.
Superintendent

Policy Action Dates					
ACTION	DATE	ACTION	DATE	ACTION	DATE
Reaffirmed	3/10/1980	Amended	6/9/1997		
Amended	1/8/1990	Reaffirmed	4/22/2002		
Amended	6/11/1990	Amended	12/3/2007		
Amended	6/10/1996				

Responsibility for Policy Maintenance & References	
LAST EDITOR/DRAFTER NAME: Patrick P. Spicer, Esquire	JOB POSITION OF LAST EDITOR/DRAFTER: General Counsel
PERSON RESPONSIBLE: Bernard Hennigan	JOB POSITION OF PERSON RESPONSIBLE: Executive Director of Student Services
POLICY NUMBER PRIOR TO NOVEMBER 1, 2005:	

LEGAL REFERENCES¹

COMAR 13A.02.04

¹ All references are to specific federal or Maryland statutes or regulations. References are provided for convenience and informational purposes only and are not to be considered as exhaustive or as precluding Harford County Public Schools from relying upon any other statutes or regulations in support of a policy.