

## TOBACCO PRODUCTS AND NICOTINE VAPOR PRODUCTS

### Generally

All persons are prohibited from possessing any tobacco product or nicotine vapor product on a school bus, on property owned or leased by the school division, or at an on-site or off-site school-sponsored activity.

In addition, the use or distribution of any tobacco product or nicotine vapor product, on a school bus, on property owned or leased by the school division, 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 electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device and any cartridge or other container 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 wrapping. “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.

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Amended: February 10, 1997; February 26, 2004; August 28, 2008; August 14, 2014;  
September 12, 2019; July 8, 2021

Equity Review: July 8, 2021

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Legal Ref.: 20 U.S.C. §§ 6083 and 7183

Code of Virginia, 1950, as amended, §§18.2-3712, 22.1-79.5, 22.1-279.6

Cross Ref: CLA, Reporting Acts of Violence and Substance Abuse

JFC, Standards of Conduct  
GBEC/JFCH, Tobacco Products and Nicotine Vapor Products  
KG, Community Use of School Facilities  
KGB, Public Conduct on School Property