



Book	Policy Manual
Section	5000 Students
Title	USE OF TOBACCO PRODUCTS AND NICOTINE BY STUDENTS
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5512 - **USE OF TOBACCO PRODUCTS AND NICOTINE BY STUDENTS**

The Board is committed to providing students, staff, and visitors with a tobacco product free, smoke-free, and vapor product-free environment and prohibits staff, students and visitors from using or possessing tobacco products or nicotine in any form on District-owned or operated premises or at District-sponsored events. Federal Tobacco - 21 law and state law prohibits the sale of tobacco products, vapor products, and electronic nicotine delivery systems to anyone less than twenty-one (21) years of age.

The Board recognizes that the use of tobacco products, including but not limited to other nicotine delivery systems, such as electronic smoking devices, e-cigarettes, e-liquids, and vapor products are a health, safety, and environmental hazard for students, staff, visitors, and school facilities. The Board is acutely aware of the serious health risks associated with the use of these tobacco and nicotine products, both to users and non-users, and that their use or promotion on school grounds and at off-campus school-sponsored events is detrimental to the health and safety of students, staff, and visitors.

It shall be a violation of this policy for any student of the District to use, consume, display, promote, or sell any tobacco products, tobacco industry brand, tobacco-related devices, imitation tobacco products, nicotine delivery systems, or electronic smoking or vaping devices, regardless of content at any time on District property or at off-campus, District-sponsored events. The Board authorizes the District Administrator to take reasonable measures related to the Board's expectation that the promotion and display of tobacco products and related products on District property or at off-campus, District-sponsored events is prohibited.

Exceptions

It shall not be a violation of this policy for tobacco products, tobacco-related devices, imitation tobacco products, or lighters to be included in instructional or work-related activities in District buildings if the activity is conducted by a staff member or an approved visitor and the activity does not include smoking, chewing, or otherwise using tobacco or nicotine products.

FDA-approved cessation products or nicotine dependence products are exempt from this policy. The prohibition on the use of other products containing nicotine, including, but not limited to, nicotine patches and nicotine gum may be removed when a parent or "adult" student provides documentation from a licensed medical practitioner that the students' use of non-tobacco nicotine products is being medically supervised for the cessation of a nicotine addiction and the student complies with Policy 5330 Administration of Medication/Emergency Care.

Instruction in the history and purpose of traditional tobacco that has been used as a part of faith and tradition in Native American and other indigenous and cultural communities is an exception to this policy.

Policy Specific Definitions

Electronic smoking device: any product containing or delivering nicotine, or any other substance, whether natural or synthetic, intended for human consumption through the inhalation of aerosol or vapor from the product. The term electronic smoking device includes, but is not limited to, devices manufactured, marketed, or sold as e-cigarettes, e-cigars, e-pipes, vape pens, mods, tank systems, JUUL, or under any other product name or descriptor. The term electronic smoking device includes any component part of a product, whether or not marketed or sold separately, including but not limited to e-liquids, e-juice, cartridges, and pods.

Imitation tobacco product: any edible, smokable, or inhalable non-tobacco product designed to resemble a tobacco product, or non-edible, non-tobacco product designed to resemble a tobacco product that is intended to be used by children as a toy. Examples of imitation tobacco products include but are not limited to candy or chocolate cigarettes, bubble gum cigars, shredded bubble gum resembling chewing tobacco, pouches containing flavored substances packaged similar to snuff, shredded beef jerky in containers resembling snuff tins, plastic cigars, and puff cigarettes.

Use of tobacco products: using a tobacco product by smoking, placing in the mouth, ingesting, inhaling, or by using a vapor product or electronic nicotine delivery system to derive the effects of the tobacco product. This includes all uses of tobacco products including but not limited to cigars, cigarettes, pipe tobacco, chewing tobacco, snuff, any matter or substances that contain tobacco. In addition to papers used to roll cigarettes, other substitute or simulated forms of cigarettes including vapor products, clove cigarettes and any other lighted smoking devices for burning tobacco or any other substance.

Smoking: "smoking" means inhaling, exhaling, burning, or carrying any lighted or heated cigar, cigarette or pipe, or any other lighted or heated product containing, made, or derived from nicotine, tobacco, marijuana, or other plant, whether natural or synthetic, that is intended for inhalation. This specifically includes marijuana and hemp plant-derived substances, whether or not legally sold in Wisconsin, including CBD products, Delta 8 THC, Delta 9 THC, or any other variation thereof. "Smoking" also includes carrying or using an activated electronic smoking device.

Tobacco industry: manufacturers, distributors, or wholesalers of tobacco products, electronic smoking devices, or tobacco-related devices; this includes parent companies and subsidiaries. The term "tobacco industry brand" means any corporate name, trademark, logo, symbol, motto, selling message, recognizable pattern of colors, or any other indication of product identification identical or similar to those used for any brand of tobacco product, company, or manufacturer of tobacco products.

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