

## TOBACCO-FREE SCHOOL ENVIRONMENT POLICY

The Cold Spring Harbor School District recognizes its responsibility to promote the health, welfare and safety of students, staff and others on school property and at school sponsored activities.

Research conclusively proves that:

- Tobacco use is the single most preventable cause of death in the United States; Regular use of tobacco is ultimately harmful to every user's health, directly causing cancer, respiratory and cardiovascular diseases, adverse pregnancy outcomes, and premature death;
- Second-hand smoke is a threat to the personal health of everyone, especially persons with asthma and other respiratory problems;
- Nicotine is a powerfully addictive substance;
- Tobacco use most often begins during childhood or adolescence;
- The younger a person starts using tobacco, the more likely he or she will be a heavy user as an adult;
- Many young tobacco users will die an early, preventable death because of their decision to use tobacco.
- Smoking is a fire safety issue for schools.

Prevention programs in schools are most effective when supplemented by strong tobacco-free policies and when they are a part of broader school, community, and state efforts to reduce youth smoking. In light of this information, and to be consistent with school curriculum and federal and state law, it is the intent of the Cold Spring Harbor School District to establish a tobacco-free environment.

### Definitions

~~Tobacco: means any cigarette, cigar, pipe, clove cigarette, and any other smoking product; including e-cigarettes and related devices; as well as spit tobacco, also known as smokeless, dip, chew, and snuff, and any other spit tobacco product in any form.~~

~~School Property: means any building, structure or vehicle owned, leased, or contracted by the Cold Spring Harbor School District.~~

~~School Grounds: means property surrounding buildings and structures, athletic grounds, parking lots,~~ Due to the health hazards associated with smoking, and in accordance with federal and state law, the Board of Education prohibits smoking and all other tobacco use, and use of an electronic cigarette or e-cigarette, in all school district buildings, on school grounds, or any other outdoor property owned, leased, or contracted by the Cold Spring Harbor School District and in any vehicle used to transport children or personnel. Smoking or tobacco use is also prohibited within 100 feet of all school entrances, exits and outdoor areas, except where that is a residence or residential property. "Electronic cigarette" or "e-cigarette" means an electronic device that delivers vapor which is inhaled by an individual user (including vaporizers, vapor pipes, and vape pens), and shall include any refill, cartridge and any other component of such a device.

### **Smoking on School Premises**

~~Due to the health hazards associated with smoking, and in accordance with federal and state law, the Board of Education prohibits smoking or other tobacco use at all school sponsored activities or on all school property or grounds, including any building structure and surrounding outdoor grounds within the school's boundaries or any vehicle used to transport children or school personnel. The Board also prohibits the use of e-cigarettes in these locations. The sale of tobacco on school property and at school functions is prohibited.~~

### **Tobacco Promotion**

Tobacco advertising is prohibited on school property, grounds, at any school sponsored event or activity off campus, and in all school sponsored publications. Upon request, publications regarding tobacco cessation will be provided to staff and students.

This policy shall be prominently posted in each school building, and shall be distributed to all employees, students, and residents. The Board designates the Superintendent of Schools or his/her designee as agent responsible for informing individuals ~~smoking in a non-smoking area that they are in violation of Article 13 of the Public Health Law and/or the federal Pro-Children Act of 1994. Persons using e-cigarettes in violation of the policy will be asked to stop or leave school property.~~ **cigarettes or e-cigarettes, or using tobacco unlawfully that they are in violation of Article 13-E of the Public Health Law and/or Section 409 of the Education Law and/or the federal Pro-Children Acts of 1994 and 2001. Persons in violation of this policy will be asked to stop. Students and staff may be subject to consequences outlined in the Code of Conduct, and visitors or contractors may be asked to leave school property.**

Ref: 20 U.S.C. §§7101 et. Seq. (Safe and Drug-Free Schools and Communities Act),  
7181 et.seq. (Pro Children Act of 2001) and  
6081 et.seq. (Pro Children Act of 1994)  
N.Y. Education Law §§409 (2), 804; 806-a and 3028-a.  
N.Y. Public Health Law §§206, 340,347 and Art. 13-E.  
8 N.Y.C.R.R. §§100.2(c)(3), Part 135 and 155.5(h)(1).  
Suffolk County Code§437-3(M).

Cross-ref: 4317, ~~Teaching About Drugs~~  
5312.3, ~~Smoking~~  
9330, ~~Smoking on School Premises~~  
5312.1 ~~Drug and Alcohol Abuse~~  
5312 ~~Prohibited Conduct~~  
**5300 Code of Conduct**

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