



SECTION: COMMUNITY

POLICY: 904

**TITLE: PUBLIC BEHAVIOR ON
SCHOOL PROPERTY AND AT
SCHOOL EVENTS**

ORIGINAL: April 14, 2008

CURRENT REVISION: February 1,
2021

**LAST REVIEWED BY THE
COMMITTEE:**

I. PURPOSE

The Board of School Directors welcomes the public at activities and events sponsored by the school district, but the Board of School Directors also acknowledges its duty to maintain order and preserve District facilities and health and safety during such events. This policy establishes conditions, restrictions, and procedures to regulate public attendance and conduct at school and school-sponsored activities.

II. DEFINITIONS

- A. Tobacco products, for purposes of this policy and in accordance with state law, shall be defined to include the following:
 - a. Any product containing, made or derived from tobacco or nicotine that is intended for human consumption, whether smoked, heated, chewed, absorbed, dissolved, inhaled, snorted, sniffed or ingested by any other means, including, but not limited to, a cigarette, cigar, little cigar, chewing tobacco, pipe tobacco, snuff and snus.
 - b. A vaping product. A vaping product is any electronic device that delivers nicotine or another substance to a person inhaling from the device, including, but not limited to, products marketed under the trade name “Juul,” electronic nicotine delivery systems, an electronic cigarette, a cigar, a pipe and a hookah.
 - c. Any product containing, made or derived from either:
 - i. Tobacco, whether in its natural or synthetic form; or
 - ii. Nicotine, whether in its natural or synthetic form, which is regulated by the United States Food and Drug Administration as a deemed tobacco product.
 - d. Any component, part or accessory of the product or electronic device listed in this definition, whether or not sold separately.
- B. The term tobacco product does not include the following:
 - a. A product that has been approved by the United States Food and Drug Administration for sale as a tobacco cessation product or for other therapeutic purposes where the product is marketed and sold solely for such approved purpose, as long as the product is not inhaled.
 - b. A device, included under the definition of tobacco product above, if sold by a dispensary licensed in compliance with the Medical Marijuana Act.

III. POLICY

- A. The Board has the authority to prohibit at school events the attendance of any individual whose conduct may constitute a disruption.

- B. The Superintendent or designee and building principal may limit attendance to designated areas of District property or may limit the number of attendees at school events when necessary to protect the health and safety of students, staff, and the public, in accordance with Board-approved health and safety plans and guidance from state and local officials.
- C. Attendees at school events shall be informed of the District's health and safety rules through announcements and posting of appropriate signage. Health and safety rules must be followed prior to entry and while attendees are in school buildings and on school property, in accordance with Board policy, District procedures, the Board-approved health and safety plans, and guidance from state and local officials.
- D. The Board prohibits gambling and the possession, sale, and/or use of controlled substances prohibited by state or federal law, alcoholic beverages, and weapons on school premises and on any property, buses, vans, or vehicles that are owned, leased, or controlled by the District.
- E. The Board prohibits the use of tobacco products by any person at any time in a school building; on school buses or other vehicles that are owned, leased, or controlled by the District; or on property owned, leased, or controlled by the school district.
- F. This policy does not prohibit possession of tobacco products by members of the public of legal age at school or school-sponsored activities.
- G. It is a violation of this policy for an individual in attendance at school or a school-sponsored activity to furnish a tobacco product to a person not of legal age to possess or use such products.
- H. Individuals with disabilities may be accompanied by their service animals while on District property for events that are open to the general public in accordance with Board policy and state, federal, and local laws.

IV. DELEGATION OF AUTHORITY

- A. The Superintendent or designee shall prepare a schedule of fees for attendance at school events for review and adoption by the Board.
- B. The Superintendent shall annually notify staff, students, parents/guardians, and the public about this policy by publishing such in handbooks, newsletters, posted notices, on the District's publicly accessible website, and through other efficient methods.
- C. The Superintendent shall annually, by July 31, report all incidents of possession, use, or sale of tobacco products by students to the Office for Safe Schools on the required form.
- D. The Superintendent or designee may report incidents of possession, use, or sale of tobacco products by students on school property, at any school-sponsored activity, or on a conveyance providing transportation to or from a school or school-sponsored activity to School Resource Officer (SRO) or to the local police department that has jurisdiction over the school's property, in accordance with (1) state law and regulations, (2) the procedures set forth in the memorandum of understanding with local law enforcement, and (3) Board policies.

V. REFERENCES

18 Pa. C.S.A. 6305
 18 Pa. C.S.A. 6306.1
 20 U.S.C. 7118
 Pol. 351

24 P.S. 511
24 P.S. 775
20 U.S.C. 7973
24 P.S. 510.2
24 P.S. 1303-A
Pol. 805.1
22 PA Code 10.2
22 PA Code 10.22
24 P.S. 1302.1-A
28 CFR 35.136
43 P.S. 953
Pol. 718
20 U.S.C. 7971 et seq
28 CFR Part 35