

THE SCHOOL DISTRICT OF PHILADELPHIA

SECTION: 300 Employees

TITLE: Employee Tobacco
Use

ADOPTED: April 27, 1981

REVISED: December 14,
2017

323 EMPLOYEE TOBACCO USE

Purpose

The School Reform Commission recognizes that tobacco presents a health and safety hazard that can have serious consequences for the user and the nonuser and the safety of the schools.

Definition

Tobacco - a lighted or unlighted cigarette, electronic cigarette, cigar, pipe or other smoking product or material and smokeless tobacco in any form.[1]

Authority

The SRC prohibits tobacco use by all employees on any property owned, leased or controlled by the school district, unless the SRC has designated specific areas for tobacco use by employees, where the designated area is at least fifty (50) feet from buildings, stadiums and bleachers.[1][2]

The SRC may establish policy to enforce the prohibition of tobacco use at District-sponsored events which are held off District property.[1]

The district shall notify employees about this policy by distributing it through handbooks, newsletters, posted notices, and other efficient methods.[1]

Delegation of Responsibility

The Superintendent or designee may report incidents involving the sale or distribution of tobacco to minors by employees on school property, at any school-sponsored activity or on a conveyance providing transportation to or from a school or school-sponsored activity to the local police department that has jurisdiction over the school's property, in accordance with state law and regulations, the procedures set forth in the memorandum of understanding with local law enforcement and SRC policies.[3][4][5][6][7][8]

In accordance with state law, the Superintendent or designee shall annually, by July 31, report incidents of possession, use or sale of tobacco on school property to the Office for Safe Schools on the required form.[4][8]

Legal References:

1. 35 P.S. 1223.5

2. 20 U.S.C. 7183

3. 24 P.S. 1302.1-A

4. 24 P.S. 1303-A

5. 22 PA Code 10.2

6. 22 PA Code 10.22

7. 18 Pa. C.S.A. 6305

8. Pol. 805.1 - Relations With Law Enforcement Agencies

Related Information:

20 U.S.C. 7181 et seq