

Title: ENFORCEMENT/PENALTIES FOR PERSONS
VIOLATING THE "SMOKING RESTRICTIONS IN
SCHOOL ACT OF 1992"

Policy No.: GE

NEW SHOREHAM SCHOOL DISTRICT
BLOCK ISLAND SCHOOL

STUDENT

First Offense – The student shall receive a verbal warning, and shall be encouraged to discontinue smoking and/or enter a smoking cessation program.

Second Offense – The student shall receive a verbal warning from the principal, followed by a letter to the student's parent(s) within three days of the infraction. The parent(s) and student will be encouraged to have the student enter a smoking cessation program.

Third Offense – The student will be subject to disciplinary action which will include detention and parental conference.

Continued Violations – The student will be subject to progressive disciplinary action and a hearing before the school committee which may result in further disciplinary action.

STAFF

First Offense – The Principal shall inform the staff or faculty person of the "Smoking Restrictions in School Act." The Principal will encourage the employee to participate in a smoking cessation program.

Second Offense – The employee shall receive a verbal warning by the Principal, followed by a letter within three days of the violation. The Principal will encourage the faculty or staff member to enter a smoking cessation program.

Third Offense – The Principal will report the repeated violations to the school committee and to the union representative. The faculty or staff member will be subject to disciplinary action that will be determined jointly by the school committee and a representative from the individual's collective bargaining unit.

VISITORS

Visitors who are observed smoking or using tobacco products in school facilities will be informed of the "Smoking Restrictions in Schools Act" and will be asked by any faculty, staff, or administrative person to refrain from using tobacco products immediately. If the individual fails to comply with the request, his/her violation of the law shall be reported to the Principal, or

person in charge. The Principal, or person in charge, shall make a decision on further action which may include a directive to leave the school building, the area, or the grounds. Repeated violations may result in a recommendation to prohibit the individual from entering the school building for a specified period of time. In extreme cases of resistance or non-compliance, assistance may be sought from the New Shoreham Police Department.

NOTE: The law reads, in part: “. . . The governing body of a school that violates or allows the violation of this chapter shall be liable for a civil penalty, not less than fifty dollars (\$50) nor to exceed five hundred dollars (\$500) . . . Each day a violation is committed or permitted to continue by a governing body shall constitute a separate offense and shall be punishable as such.”

The Act prohibits the use of any substance or item which contains tobacco, including, but not limited to, cigarettes, cigars, pipe tobacco, snuff, and chewing tobacco. It also prohibits having in one's possession a lighted cigarette, cigar, pipe, or other substance containing tobacco.

Adopted: 8/23/93

New Shoreham School District, Block Island School