

*Tobacco Products: Possession and Use (Students)*

*Penalties – Students*

Students found in violation of Policy 5411 are subject to applicable penalties as stated in the codes of student conduct and applicable Pennsylvania law.

Definition

“Vaping” means to inhale vapor through the mouth from a usually battery-operated electronic device (such as an electronic cigarette) that heats up and vaporizes a liquid or solid.

Conestoga High School Student Code of Conduct

School personnel will confiscate tobacco products found in the possession of students. The failure of a student to comply with a request to relinquish these products shall be considered insubordinate behavior. Students found to be in violation of the accompanying Board Policy shall be assigned two Saturday detentions for the first offense and, if the violation involves vaping, then completion of a vaping education program will be required; one day of out-of-school suspension (OSS) for the second offense; two days of OSS for the third offense; and three days of OSS for subsequent offenses.

Unless the offense is for vaping, a student who commits an offense under the accompanying Policy shall be subject to prosecution initiated by the District and shall, upon conviction, be sentenced to pay a fine of not more than \$50 for the benefit of the District and to pay court costs.

Middle School Student Code of Conduct

School personnel will confiscate tobacco products found in the possession of students. The failure of a student to comply with a request to relinquish these products shall be considered insubordinate behavior. Students found to be in violation of the accompanying Board Policy shall be assigned to two days of after school detention for the first offense and, if the violation involves vaping, then completion of a vaping education program will be required; one day of in-school suspension (ISS) for the second offense; and one day of out-of-school suspension for subsequent offenses.

Unless the offense is for vaping, a student who commits an offense under the accompanying Policy shall be subject to prosecution initiated by the District and shall, upon conviction, be sentenced to pay a fine of not more than \$50 for the benefit of the District and to pay court costs unless the magistrate imposes an alternative sentence as permitted by law

Elementary School Student Code of Conduct

Discipline of students found to be in possession of tobacco products shall be at the discretion of the building principal or designee, guided by the Elementary School Code of Conduct.

Notification to Students and Parents/Guardians

Students and parents/guardians shall be advised of the prohibition against tobacco products as set forth in this Regulation and accompanying Policy on at least an annual basis through the applicable Codes of Student Conduct and through postings on the District's website.

References:

18 P.S. §6306.1

72 P.S. §§8201 and 8201-A

Adopted: November 2002  
Revised: August 2004  
Reviewed: November 18, 2013  
Revised: October 1, 2019