

1 **Bainville K-12 Schools**

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3 **NON-INSTRUCTIONAL OPERATIONS**

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5 Tobacco Free Policy

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7 The District maintains tobacco-free buildings and grounds. Tobacco includes but is not limited to
8 cigarettes, cigars, snuff, pipe smoking tobacco, smokeless tobacco, vapor product, alternative
9 nicotine product or any other tobacco or nicotine delivery innovation.

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11 Use of tobacco or nicotine products in a public school building or on public school property is
12 prohibited, unless used in a classroom or on other school property as part of a lecture,
13 demonstration, or educational forum sanctioned by a school administrator or faculty member,
14 concerning the risks associated with using tobacco products or in connection with Native
15 American cultural activities.

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17 For the purpose of this policy, “public school building or public school property” means:

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19 • Public land, fixtures, buildings, or other property owned or occupied by an institution for
20 the teaching of minor children, that is established and maintained under the laws of the
21 state of Montana at public expense; and
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23 • Includes playgrounds, school steps, parking lots, administration buildings, athletic
24 facilities, gymnasiums, locker rooms, and school vehicles.

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27 Violation of the policy by students and staff will be subject to actions outlined in District
28 discipline policies.

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30 Use of FDA-approved cessation devices may be permitted at school buildings and on school
31 grounds with the approval of the building administrator.

32	33 Legal Reference:	§ 20-1-220, MCA	Use of tobacco product in public school building or on public school property prohibited
34		§ 50-40-104(4)(e), MCA	Smoking in enclosed public places prohibited – notice to public - place where prohibition inapplicable
35		ARM 37.111.825(5)	Health Supervision and Maintenance
36		42 U.S.C. 1996, 1996a	American Indian Religious Freedom Act

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42 Policy History:

43 Adopted on: 4/8/2020

44 Reviewed on:

45 Revised on: