

1 **Browning Public Schools**

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3 **Policy #5190**

4 Policy Name: *Tobacco Free*

5 Regulation: -----

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7 The District maintains, at all times, tobacco free buildings, grounds, and vehicles and includes during
8 all extracurricular events and activities and school field trips regardless of location. Tobacco includes
9 but is not limited to cigarettes, cigars, snuff, pipe smoking tobacco, smokeless tobacco, electronic
10 cigarettes, and any other tobacco or nicotine delivery innovation.

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12 If a tobacco product is to be 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 or in
14 connection with Native American cultural activities, in conflict with this policy the school principal
15 must approve such use in advance.

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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 the
- 20 teaching of minor children, that is established and maintained under the laws of the state of Montana
- 21 at public expense; and
- 22
- 23 • Includes playgrounds, school steps, parking lots, administration buildings, athletic facilities,
- 24 gymnasiums, locker rooms, and school vehicles.
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26 Violation of the policy by students and staff will be subject to actions outlined in District discipline
27 policies.

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29 The superintendent shall establish procedures to implement this policy.

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33 **Legal Reference:** § MCA 20-1-220 Use of Tobacco Product in Public School Building or Property
34 Prohibited

35 §§ MCA 50-40-101, et seq. Montana Clean Indoor Act of 1979
36 Public Law 103-227, Title X, Part C, Sections 1041-1044
37 Pro-Children Act of 1994
38 NCLB – Title IV, Part C (20 USC 7181 through 20 USC 7184)

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41 **Policy History:**

42 Adopted on: 3/13/01

43 Amended on: 4/13/04, 1/27/16, 3/27/19

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