

|               |                                             |
|---------------|---------------------------------------------|
| Book          | Policy Manual                               |
| Section       | 900 Community                               |
| Title         | Public Attendance at Center (School) Events |
| Code          | 904 Vol V 2018 - Retire                     |
| Status        | Administrative Review                       |
| Last Reviewed | January 22, 2021                            |

## **Purpose**

The Joint Operating Committee welcomes the public at activities and events sponsored by the center (school), but the Joint Operating Committee also acknowledges its duty to maintain order and preserve center (school) facilities during such events.

## **Definitions**

For purposes of this policy, **tobacco** includes a lighted or unlighted cigarette, cigar, **cigarillo, little cigar**, pipe or other smoking product or material and smokeless tobacco in any form **including chewing tobacco, snuff, dip or dissolvable tobacco pieces**.[\[1\]](#)

**For purposes of this policy, nicotine shall mean a product that contains or consists of nicotine in a form that can be ingested by chewing, smoking, inhaling or through other means.**

**For purposes of this policy, a nicotine delivery product shall mean a product or device used, intended for use or designed for the purpose of ingesting nicotine or another substance. This definition includes, but is not limited to, any device or associated product used for what is commonly referred to as vaping or juuling.**

## **Authority**

The Joint Operating Committee has the authority to prohibit at a center (school) event the attendance of any individual whose conduct may constitute a disruption. The Joint Operating Committee prohibits gambling and the possession and use of controlled substances, alcoholic beverages and weapons on center (school) premises by any person.[\[2\]](#)[\[3\]](#)

## **Delegation of Responsibility**

A schedule of fees for attendance at center (school) events shall be prepared by the Administrative Director or designee and adopted by the Joint Operating Committee.

## **Guidelines**

### **Tobacco/Nicotine**

The Joint Operating Committee prohibits **use of** tobacco, **nicotine and nicotine delivery products** by any persons in its buildings and on any property, buses, vans and vehicles that are owned, leased or controlled by the center (school).[\[1\]](#)[\[4\]](#)

{ } The Joint Operating Committee designates specific areas for **use of** tobacco, **nicotine and nicotine delivery products** by the public on property owned, leased or controlled by the center (school) that is at least fifty (50) feet from center (school) buildings, stadiums and bleachers.[\[1\]](#)

**This policy does not prohibit the use of a nicotine patch, gum or lozenge as a smoking cessation product by adult members of the public in attendance at center (school) events.**

### ***Reporting –***

**The** Administrative Director shall annually, by July 31, report all incidents of possession, use or sale of tobacco, **nicotine and nicotine delivery products** by any person on center (school) property to the Office for Safe Schools on the required form.[\[5\]](#)[\[6\]](#)

### ***Additional Reports – Tobacco Only –***

The Administrative Director or designee may report incidents involving the sale of tobacco to minors by any person on center (school) property, at any center (school)-sponsored activity or on a conveyance providing transportation to or from the center (school) or a center (school)-sponsored activity to the **school police, school resource officer (SRO), or to the** local police department that has jurisdiction over the center’s (school’s) property, in accordance with state law and regulations, the procedures set forth in the memorandum of understanding with local law enforcement and Joint Operating Committee policies.[\[5\]](#)[\[6\]](#)[\[7\]](#)[\[8\]](#)[\[9\]](#)[\[10\]](#)

### **Free/Reduced Admittance**

{ } Center (School) personnel will be admitted to all center (school) events

( ) at no charge.

( ) at a reduced fee.

{ } Free passes to center (school) events will be available to each Joint Operating Committee member.

( ) and a guest.

### **Service Animals**

Individuals with disabilities may be accompanied by their service animals while on center (school) property for events that are open to the general public in accordance with Joint Operating Committee policy and state and federal laws and regulations.[\[11\]](#)[\[12\]](#)[\[13\]](#)

Legal

1. 35 P.S. 1223.5
2. 24 P.S. 1850.1
3. 24 P.S. 775
4. 20 U.S.C. 7183
5. 24 P.S. 1303-A
6. Pol. 805.1
7. 24 P.S. 1302.1-A
8. 22 PA Code 10.2
9. 22 PA Code 10.22
10. 18 Pa. C.S.A. 6305
11. 43 P.S. 953
12. 28 CFR 35.136
13. Pol. 718
- 20 U.S.C. 7181 et seq
- 28 CFR Part 35

904 ATT - PubBehaviorSchEvents.doc (36 KB)