

House File 579 - Introduced

HOUSE FILE 579
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO HF 414)

(COMPANION TO LSB 2435SV BY
COMMITTEE ON EDUCATION)

A BILL FOR

1 An Act prohibiting use by any student enrolled in a school
2 district and use on school grounds of nicotine products and
3 providing restrictions for violation of the prohibition.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 279.9, Code 2011, is amended to read as
2 follows:

3 **279.9 Use of tobacco, alcoholic beverages, or controlled**
4 **substances.**

5 1. The rules shall prohibit the use of tobacco, including
6 nicotine products, and the use or possession of alcoholic
7 liquor, wine, or beer or any controlled substance as defined in
8 section 124.101, subsection 5, by any student of the schools,
9 and the or by anyone on school grounds, is prohibited. The
10 school board may suspend or expel a student for a violation
11 of a rule under this section. The school board may remove a
12 person for violation of this section and may bar the person's
13 future presence on school grounds for such violation.

14 2. As used in this section, "nicotine product" means any
15 product containing nicotine or any other preparation of tobacco
16 not described in section 453A.1, and any product or formulation
17 of matter containing biologically active amounts of nicotine
18 that is manufactured, sold, offered for sale, or otherwise
19 distributed with the expectation that the product or matter
20 will be introduced into the human body. "Nicotine product" does
21 not include any cessation product specifically approved by the
22 United States food and drug administration for use in reducing,
23 treating, or eliminating nicotine or tobacco dependence.

24 EXPLANATION

25 This bill provides that the use of nicotine products by any
26 student, or by anyone on school grounds, is prohibited. For
27 a violation of the provision, the school board may suspend or
28 expel a student, may remove a person, and may bar the person's
29 future presence on school grounds.

30 The bill defines "nicotine product" as any product
31 containing nicotine or any other preparation of tobacco
32 not described in Code section 453A.1, and any product or
33 formulation of matter containing biologically active amounts
34 of nicotine that is manufactured, sold, offered for sale, or
35 otherwise distributed with the expectation that the product

1 or matter will be introduced into the human body. "Nicotine
2 product" does not include any cessation product specifically
3 approved by the United States food and drug administration for
4 use in reducing, treating, or eliminating nicotine or tobacco
5 dependence.