

90211 Smoking, Use of Tobacco and Use of Electronic Smoking Devices

- (1) This policy shall be effective on and after September 17, 2017.
- (2) Smoking and use of tobacco are prohibited within and anywhere upon any property or facility owned or leased by or in possession of the College, or otherwise under the control of the College, and in all vehicles owned or leased by the College.
- (3) For purposes of this policy, smoking means the lighting of any cigarette, cigar, pipe, or other smoking material, or the holding or other possession of any lighted cigarette, cigar, pipe, or other smoking material, regardless of its composition. Smoking also includes the use or operation of any e-cigarette product, mechanical mod, electronic vaporizer or other electronic smoking device.
- (4) This policy does not prohibit:
 - (A) Smoking or use of tobacco for ceremonial purposes, to the extent protected by the American Indian Religious Freedom Act as amended (42 U.S.C. §§1996 and 1996a), in areas and at times designated by the College President or his or her designee for traditional ceremonies; or
 - (B) Smoking or use of tobacco which is permitted for bona fide educational purposes with the prior approval of the College President or the College Vice-President for Academic Affairs.
- (5) If a facility used or occupied by the College is located upon or within any property or structure not under the exclusive control of the College – such as the property and structure housing the MCC Sarpy Center/La Vista Public Library – then this Policy shall apply within and upon the portions of the property and structure used or occupied by the College or under the control of the College. Within and upon the remainder of such property and structure, College students, employees and visitors shall comply with any and all smoking and use of tobacco regulations and prohibitions promulgated by the person or entity having control over such remaining portions, as well as with all restrictions and prohibitions applicable by law.
- (6) The College President may promulgate rules, regulations and procedures for the implementation, effectuation and enforcement of this Policy.

(Adopted 04/25/17)