



## 98TH GENERAL ASSEMBLY

### State of Illinois

2013 and 2014

HB1213

by Rep. Lawrence M. Walsh, Jr.

#### SYNOPSIS AS INTRODUCED:

105 ILCS 5/10-20.5b  
105 ILCS 5/34-18.11

from Ch. 122, par. 10-20.5b  
from Ch. 122, par. 34-18.11

Amends the School Code. Provides that a school board shall prohibit the use of tobacco at school bus stops by any school personnel, student, or other person when such property is being used for any school purposes. Effective immediately.

LRB098 02936 NHT 32951 b

FISCAL NOTE ACT  
MAY APPLY

STATE MANDATES  
ACT MAY REQUIRE  
REIMBURSEMENT

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Sections  
5 10-20.5b and 34-18.11 as follows:

6 (105 ILCS 5/10-20.5b) (from Ch. 122, par. 10-20.5b)

7 Sec. 10-20.5b. Tobacco prohibition. Each school board  
8 shall prohibit the use of tobacco on school property and at  
9 school bus stops by any school personnel, student, or other  
10 person when such property is being used for any school  
11 purposes. The school board may not authorize or permit any  
12 exception to or exemption from the prohibition at any place or  
13 at any time, including without limitation outside of school  
14 buildings or before or after the regular school day or on days  
15 when school is not in session. "School purposes" include but  
16 are not limited to all events or activities or other use of  
17 school property that the school board or school officials  
18 authorize or permit on school property, including without  
19 limitation all interscholastic or extracurricular athletic,  
20 academic, or other events sponsored by the school board or in  
21 which pupils of the district participate. For purposes of this  
22 Section "tobacco" shall mean cigarette, cigar, or tobacco in  
23 any other form, including smokeless tobacco which is any loose,

1 cut, shredded, ground, powdered, compressed or leaf tobacco  
2 that is intended to be placed in the mouth without being  
3 smoked.

4 (Source: P.A. 89-181, eff. 7-19-95.)

5 (105 ILCS 5/34-18.11) (from Ch. 122, par. 34-18.11)

6 Sec. 34-18.11. Tobacco prohibition. The Board of Education  
7 shall prohibit the use of tobacco on school property and at  
8 school bus stops when such property is being used for any  
9 school purposes. Neither the board nor the local school council  
10 may authorize or permit any exception to or exemption from the  
11 prohibition at any place or at any time, including without  
12 limitation outside of school buildings or before or after the  
13 regular school day or on days when school is not in session.  
14 "School purposes" include but are not limited to all events or  
15 activities or other use of school property that the school  
16 board or school officials authorize or permit on school  
17 property, including without limitation all interscholastic or  
18 extracurricular athletic, academic or other events sponsored  
19 by the school board or in which pupils of the district  
20 participate. For purposes of this Section "tobacco" shall mean  
21 cigarette, cigar, or tobacco in any other form, including  
22 smokeless tobacco which is any loose, cut, shredded, ground,  
23 powdered, compressed or leaf tobacco that is intended to be  
24 placed in the mouth without being smoked.

25 (Source: P.A. 89-181, eff. 7-19-95.)

1           Section 99. Effective date. This Act takes effect upon  
2           becoming law.