

**Approving University Official(s):** University Cabinet  
**Responsible Office:** Campus Life and Student Affairs  
**Effective Date:** January 1, 2021  
**Next review date:** June 1, 2021

## **Drew University Smoke, Tobacco and Nicotine Free Campus Policy**

### **I. Policy Statement**

The Drew University Smoke, Tobacco and Nicotine Free Campus Policy is effective January 1, 2021 (“the policy”). Drew University (“Drew”) prohibits smoking, use of any tobacco and/or nicotine products, and the use of any electronic delivery system (e.g., vaping). This policy applies to all indoor and outdoor Drew spaces including, but not limited to, all University academic and administrative buildings, residence halls, and other buildings, sidewalks, parking lots, recreational areas, and athletic venues, as well as in other outdoor areas owned, operated, leased, or controlled by the University, in all owned and leased University vehicles, and at Drew-sponsored off-campus activities and events (collectively “Drew property”).

### **II. Purpose**

The purpose of the Drew University Smoke, Tobacco and Nicotine Free Campus Policy is to promote a culture of wellness, and to protect the public health and welfare of the Drew community by prohibiting smoking, the use of tobacco and/or nicotine products and electronic smoking devices on campus and at Drew-sponsored off-campus events and activities. Drew recognizes and supports the findings of the Surgeon General of the United States that tobacco use in any form, active and/or passive, is a significant health hazard. Drew further acknowledges that environmental tobacco smoke has been classified as a Group 1 carcinogen, and that any exposure to tobacco and/or nicotine smoke is hazardous. This policy will help to reduce unintended fires caused by combustible materials associated with using such products.

Drew is committed to providing a healthy, smoke-free, tobacco-free, nicotine-free, and vape-free workplace and living environment. In order to protect the health and safety of our community, and in accordance with and to help implement New Jersey State regulations, the New Jersey Smoke-Free Air Act, Drew has established specific rules regarding smoking, using tobacco and/or nicotine products and electronic delivery systems on campus, both indoors and outdoors, and at off-campus Drew sponsored activities and events.

### **III. Audience**

This policy applies to all members of the Drew community including but not limited to faculty, staff, students, agents, contractors, and all visitors, vendors, and guests, regardless of the purpose of their visit.

#### IV. Definitions

1. "Smoking" is defined as:
  - a. Burning and/or heating and/or vaporizing of any type of matter or substance that contains tobacco and/or nicotine, or any other substance, and then either inhaling and/or exhaling any and all such products. Items that are prohibited from being smoked on campus and at off-campus Drew sponsored activities and events include but are not limited to (i) any and all forms of tobacco and/or nicotine products, whether flavored or unflavored, including but not limited to tobacco, cigarettes, clove cigarettes, herbal cigarettes, cigars, cigarillos, pipes, bidis, blunts, kreteks, hookah and water pipes, bong; (ii) any and all forms of electronic delivery systems, whether flavored or unflavored, including but not limited to electronic cigarettes, juuls, vape pens, vapor tanks, pipes, hookahs or bong, heatsticks, IQOS; and (iii) any and all other substances that can be smoked, vaporized, heated, and then inhaled and/or exhaled, including but not limited to hemp, CBD, and cannabis.
  
2. "Tobacco and/or nicotine products" are defined as:
  - a. Any product made or derived from natural or synthetic tobacco and/or nicotine, including but not limited to cigarettes, bidis, cigars, cigarillos, blunts, cheroots, stogies, periques, granulated, plug cut, crimp cut, ready-rubbed, tobacco leaf, and any other smoking tobacco, any smokeless, spit or spitless, dissolvable or inhaled or ingested tobacco products, snuff, snuff flour, cavendish, plug and twist tobacco, fine-cut and other chewing tobaccos, shorts, refuse scraps, clippings, cuttings and sweepings of tobacco, and any other forms of tobacco or nicotine prepared in a manner that makes the tobacco or nicotine suitable for any form of consumption or inhalation, including but not limited to chewing and/or smoking, vaporizing, and heating;
  - b. Any device, component, or accessory used to deliver tobacco products to the person utilizing such device, component, or accessory.
  - c. Any product or substance containing any amount of nicotine that is intended to be smoked, heated, absorbed, inhaled, and/or ingested, including but not limited to juuls, vapes, pods, flavored pods, dab pens, nicotine wax or gel, and heatsticks, IQOS, etc.
  - d. The definition of "tobacco and/or nicotine products" does not include any product approved by the U.S. Food and Drug Administration ("FDA") specifically for

smoking cessation (e.g., nicotine patches, gum, lozenges, nasal spray, inhaler, etc.). Click [here](#) to find a list of FDA approved products for smoking cessation.

3. "Electronic delivery system" is defined as:
  - a. Any device that can be used to supply nicotine, or any other substances, in the form of, and including but not limited to, a smoke, vapor, aerosol, or heating, to a person inhaling from the device; or
  - b. Any product, component, part, cartridge, accessory or refillable container, or product associated with a device described in this subparagraph, or a substance in any form sold or furnished for the purpose of being smoked, vaporized, aerosolized, or heated by a device described in this subparagraph, whether the component or substance is sold separately or is not sold separately.
  - c. The definition of "electronic delivery system" does not include any drug, device, or combination product approved by the U.S. Food and Drug Administration ("FDA") pursuant to the Federal Food, Drug and Cosmetic Act (21 U.S.C. s.301 et.seq.) specifically for smoking cessation (e.g., nicotine patches, gum, lozenges, nasal spray, inhalers, etc.).

*Please note: the FDA has **not** approved e-cigarettes, juuls, and other vaping devices or heatsticks as smoking cessation products and, therefore, they are prohibited by this policy.*

## **V. Procedures**

This policy shall be included in student, staff and faculty handbooks, new employee and student orientation programs, Drew website and electronic communications, and other Drew campus documents where appropriate. Notices of this policy shall be posted on Drew property to ensure that all visitors, guests, contractors, and vendors are aware of the policy.

## **VI. Consequences of Violating this Policy**

All Drew students, staff, faculty, visitors, guests, contractors, and vendors are responsible for adhering to and enforcing this policy. Students, faculty, and staff who fail to comply with this policy will be subject to appropriate disciplinary action, which may include warning, fines, or other progressive sanctioning. Visitors, guests, contractors, and vendors who fail to comply with the policy may be asked to leave campus and/or may be denied readmission to Drew property.

The entire Drew community is responsible for maintaining a smoke-free, tobacco-free, and nicotine-free environment. Violations of this policy can be reported [via this form](#).

## **VII. Exceptions**

1. Individuals may request an exception to this policy. Such requests may be considered in the following circumstances<sup>1</sup>:
  - a. Outdoor laboratory and classroom instruction/experiments (e.g., using tobacco products to extract/determine nicotine levels or showing the effect of nicotine/smoke on other substances). All such exceptions must be pre-approved in writing five business days prior to the experiment by the dean of that school, or designee<sup>2</sup>.
  - b. Religious ceremonies or events (e.g., communal smoking of a sacred pipe). All such exceptions must be pre-approved in writing in advance by the dean of student engagement, or designee, and if approved can only be held for a pre-approved limited time, at a specified outdoor location, not near a campus structure, and cannot expose nonusers to secondhand smoke or vapor.<sup>3</sup>
2. Products approved by the FDA for the purposes of smoking cessation (e.g., nicotine patches, gum, lozenges, nasal spray, inhaler, etc.) are not considered to be prohibited tobacco and/or nicotine products under the Policy.

#### **VIII. Related Information**

1. Smoking Cessation. Students, faculty, and staff who are interested in smoking cessation programs can visit:
  - a. Health Services, Holloway Annex, 973-408-3413;
  - b. The McClintock Center for Counseling and Psychological Services, Holloway Annex, 973-408-3398;
  - c. Morristown Medical Center, 100 Madison Avenue, Morristown, NJ, 973-971-7971
  - d. Atlantic Health Center Lung Cancer Screening Program, 844-228-LUNG (5864)
  - [NJ Smokefree Air Act](#) bans smoking/vaping inside public places and workplaces
  - [NJ Dept of Health Regulation NJAC 8:6-2.3a](#) bans smoking/vaping outside if it migrates back into an indoor public place or workplace
  - [NJSA 2A:170-51.4](#) bans a person from selling or giving tobacco, nicotine, or vape products to individuals under the age of 21 (civil code)

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<sup>1</sup> New Jersey state law bans anyone from giving tobacco or nicotine products to a person under the age of 21.

<sup>2</sup> New Jersey state law's Smokefree Air Act does NOT allow for an exemption for indoor lab or classroom smoking or vaping, but outdoor instruction/experiments may be permissible so long as they are not in violation of NJAC 8:6-2.3a, which bans outdoor smoking and vaping if it migrates back inside.

<sup>3</sup> New Jersey state law's Smokefree Air Act does NOT allow for an exemption for cultural or religious indoor smoking or vaping, but outdoor religious ceremonies may be permissible, so long as they are not in violation of NJAC 8:6-2.3a, which bans outdoor smoking and vaping if it migrates back inside.

## **IX. Contacts**

If you have any questions, please contact William Petrick, Associate Dean of Students, at 973-408-3453 or Maria Force, Director of Human Resources, at 973-408-3515.

## **X. History**

This policy is effective January 1, 2021 and supersedes all prior Drew University policies regarding smoking.

## **XI. Policy URL:**