



How to make your community tobacco + smoke free

A checklist of options for a tobacco-free policy

What is regulated?

- Smoking (including tobacco products that produce smoke and electronic smoking devices)
- Cannabis - medicinal and/or recreational
- Other tobacco products that do not produce smoke or vapor (i.e. chewing tobacco, snus)

Where is smoking and/or tobacco use prohibited?

Indoor:

- Places of employment
- Multi-unit residence common areas
- Public places
- Except in up to 10% of hotel/motel guest rooms
- Except in retail tobacco shops that meet certain criteria
- Except in theatrical productions

Outdoor:

- Recreational areas
- Service areas
- Dining areas
- Places of employment
- Multi-unit residence common areas
- Other public places
- Only public places when being used for a public event
- Within a reasonable distance (i.e, 25 feet) of any vent into an enclosed area where smoking is prohibited
- Within a reasonable distance (i.e. 25 feet) of any unenclosed area where smoking is prohibited
- Except streets and sidewalks being used in their traditional capacity
- Except for designated "smoking areas" that meet certain criteria

What else can the policy include?

- Require that "No Smoking" signs be posted
- Prohibit ash cans and ashtrays in the areas where smoking is not permitted
- Require property owners and managers to enforce the policy with patrons and guests

How to enforce the policy:

- Designate who will enforce the policy
- Make the policy enforceable by peace officers or code enforcement officers
- Declare violations of the policy as infractions with a fixed fine amount (must be less than \$100 for a first violation)
- Allow the city or county to file a civil action for any violation (i.e., monetary fine, injunctive relief or nuisance abatement)
- Declare that violation of the ordinance constitutes a nuisance
- Allow private citizens to get an injunction against individuals or businesses for repeat violations of the ordinance