

State Law:

Currently CA state law bans smoking in all enclosed workplaces, including restaurants and bars (exempting workplaces with five or fewer employees). AB 846 bans smoking within 20 feet of the entrance or operable window of a public building. The law also prohibits smoking in state owned vehicles.

Many California communities have established smoke-free registries for private residential apartment buildings, which range from complexes where smoking is entirely prohibited (whether inside private dwellings or outside) to those where certain sections of dwellings may be designated as smoking dwellings. Most California cities allow landlords to regulate smoking at will.

Federal Law:

The United States Congress has not attempted to enact any nationwide federal smoking ban. Therefore, smoking bans in the U.S. are entirely a product of state and local criminal and occupational safety and health laws.

Smoking laws vary widely throughout the U.S. Some places in the U.S. do not generally regulate smoking at all, some ban smoking in certain areas and not others, and some ban smoking nearly everywhere, even in outdoor areas (no state bans smoking in all public outdoor areas, but some local jurisdictions do).

IV. EXHIBITS

1. Smoking Restrictions Comparison Sheet. (pg. 3)