



## **Board Policy No. 216**

### **Smoke and Vape-Free Environment**

**ADOPTED:** 06/91

**RECENT AMENDMENT:** 10/14/2020

**SEE ALSO:** N/A

**SUBJECT CATEGORY:** SECTION 200, HUMAN RESOURCES

**SUBSECTION:** GENERAL

**CONTROL DEPARTMENT:** HUMAN RESOURCES

#### **I. PURPOSE**

AC Transit is committed to providing a safe and healthy workplace and to promoting the health and well-being of its employees. Reports from the Surgeon General conclude that involuntary second-hand smoke contains harmful, toxic and cancer-causing chemicals and vaping aerosols can cause serious respiratory illness. These toxic substances can also enter the body through the skin. In response, the District established this policy to promote a healthy working environment.

#### **II. PERSONS AFFECTED**

All District Employees, Board Officers, Board of Directors, Temporary Workers, Student Interns, Contractors, Consultants, customers and visitors to District facilities and/or passengers on District vehicles.

#### **III. DEFINITIONS**

**“District facility”** means any building or structure, operating division, parking garage or lot, bus, maintenance yard, print shop or other District owned or leased real property.

**“E-cigarettes”** means any electronic and/or battery-operated device, the use of which may resemble smoking, which can be used to deliver an inhaled dose of nicotine and/or other substances. It includes devices known as electronic cigarette, electronic cigarillo, an electronic pipe, an electronic hookah, or any other product name or descriptor for an electronic smoking or vapor device.

**“Smoking”** means the "act of lighting, smoking or carrying a lighted or smoldering cigar, cigarette or pipe of any kind."

**“Smoking or vaping”** mean engaging in an act that generates smoke or vapor. This includes any lighted cigarettes, cigars, pipes, hookah pipes, smokeless/chewing tobacco, e-cigarettes, e-pipes, e-hookahs, e-cigars or any other electronic nicotine delivery systems or electronic smoking devices.

**“Vaping”** means the use of electronic nicotine delivery systems or electronic smoking devices such as e-cigarettes, e-pipes, e-hookahs and e-cigars.

#### **IV. POLICY**

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Questions concerning interpretation of this Policy are to be referred to the General Counsel.

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All AC Transit facilities are established as Smoke and Vape-Free Workplaces. Smoking and/or vaping are not permitted anywhere, or at any time within the District's facilities, parking lots and all vehicles, both revenue and non-revenue, owned or leased by the District. Smoking and/or vaping are also prohibited within 25 feet of an entrance, exit, window, or air intake of a building on District facilities.

Smoking and/or vaping are permitted during authorized breaks but only in designated smoking and/or vaping areas.