

CHAPTER 6.54

NO SMOKING POLICY

SECTIONS:

6.54.010	Purpose
6.54.020	Definitions
6.54.030	Smoking Prohibited
6.54.040	REPEALED - Ord. 430, EFFECTIVE 01-03-06
6.54.050	REPEALED - Ord. 430, EFFECTIVE 01-03-06
6.54.060	REPEALED - Ord. 430, EFFECTIVE 01-03-06
6.54.070	REPEALED - Ord. 430, EFFECTIVE 01-03-06
6.54.080	Defacing Signs Prohibited
6.54.090	REPEALED - Ord. 430, EFFECTIVE 01-03-06
6.54.100	Enforcement
6.54.110	REPEALED - Ord. 430, EFFECTIVE 01-03-06
6.54.120	Violations - Penalties
6.54.130	Severability
6.54.140	Effective Date

6.54.010 PURPOSE. Chapter 70.160 RCW, the Washington Clean Indoor Air Act, was enacted by the Washington State Legislature to protect the public from the hazards created by tobacco smoke in public places. In accordance thereto, the Board of Benton County Commissioners finds and declares that it is in the best interest of the County, its employees, and the public to adopt a comprehensive ordinance regulating smoking in County owned or operated facilities.

[Ord. 251 (1993) ▪ 1]

6.54.020 DEFINITIONS. For the purpose of this chapter, certain words and terms are defined as follows. Words used in the present tense include the future, words in the singular number include the plural, and words in the plural number include the singular.

(a) "Smoking" or "to smoke" means and includes inhaling, exhaling, or carrying any burning tobacco or tobacco-related product or other plant matter including but not limited to cigarettes, cigars, or pipes.

(b) "Smoking debris" includes but is not limited to cigarette or cigar butts, cigarette paper or product packaging tobacco, smoke, ash, or any other residue resulting from smoking.

(c) "Tobacco-related product" means cigars, cheroots, stogies, periques, granulated, plug cut, crimp cut, ready rubbed, and other smoking tobacco, snuff, snuff flour, cavendish, plug and twist tobacco, fine cuttings, and sweepings of tobacco, and other kinds and forms of tobacco prepared in such manner as to be suitable for chewing or smoking in a pipe or otherwise, or both for chewing and smoking except cigarettes.

(d) "Enclosed work area" means those areas enclosed by a roof and walls with at least one opening for ingress and egress in facilities which are owned, leased, or rented by Benton County. The intended use of such facilities is primarily for and by the officers and employees of Benton County while in the conduct of county business. The enclosed work area shall include County vehicles.

(e) "Common areas" means that area enclosed by a roof and walls in facilities which are owned, leased, or rented by the County, including but not limited to employee lounges, lunchrooms, hallways, stairways, elevators, and restrooms.

(f) "Board of Benton County Commissioners" and "Board" may be used interchangeably.

[Ord. 251 (1993) § 2]

6.54.030 SMOKING PROHIBITED. Smoking is prohibited in all County enclosed work and common areas, whether in enclosed individual or shared office spaces, including all county vehicles.

This smoking policy shall apply to all persons who visit enclosed work and common areas, including all officers, employees, contractors, or visitors during all hours and all days of the year. [Ord. 251 (1993) § 3; Ord. 430 (2006) § 2]

6.54.080 DEFACING SIGNS PROHIBITED. No person shall alter, deface, remove, or destroy any sign posted in compliance with

Chapter 70.160 RCW.

[Ord. 251 (1993) § 8; Ord. 430 (2006) § 3]

6.54.100 ENFORCEMENT. Local law enforcement agencies shall enforce this ordinance pursuant to the same procedures as the enforcement of Chapter 70.160 RCW.

[Ord. 251 (1993) § 10; Ord. 430 (2006) § 4]

6.54.120 VIOLATIONS - PENALTIES. (a) Any person violating this chapter shall be liable for a civil fine of up to one hundred (100) dollars.

(b) Any County employee violating this chapter also may be subject to disciplinary action.

[Ord. 251 (1993) § 12; Ord. 430 (2006) § 5]

6.54.130 SEVERABILITY. If any provision of this chapter is declared unconstitutional, or the applicability thereof to any person or circumstance is held invalid, the constitutionality of the remainder of the chapter and the applicability thereof to other persons and circumstances shall not be affected thereby.

[Ord. 251 (1993) § 13]

6.54.140 EFFECTIVE DATE. This ordinance shall take effect immediately upon its passage and adoption.

[Ord. 251 (1993) § 14; Ord. 430 (2006) § 7]