

# California State University, Long Beach Tobacco and Smoking Policy

## I. DIRECTIVE

California State University, Long Beach (CSULB) is committed to promoting a clean and healthy educational, living, and working environment for all members of our campus community.

Effective September 1, 2016, California State University, Long Beach shall be entirely a tobacco and smoke free campus. This policy applies to students, staff, faculty, visitors, and vendors. The tobacco and smoke free policy applies to all California State University, Long Beach facilities, property, and vehicles, and Blair Field.

No tobacco-related advertising or sponsorship shall be permitted on CSULB property, at CSULB-sponsored events, or in publications produced by CSULB, with the exception of advertising in a newspaper or magazine that is not produced by CSULB and which is lawfully sold, bought, or distributed on CSULB property. For the purposes of this policy, "tobacco related" applies to the use of a tobacco brand or corporate name, trademark, logo, symbol, or motto, selling message, recognizable pattern or colors, or any other signification of any product identical to, similar to, or identifiable with those used for any brand of tobacco products or company that manufactures tobacco products.

Cigarettes, including electronic cigarettes, cigars, and pipes, including hookah pipes, shall not be sold or distributed as samples on CSULB grounds, either in vending machines, the student union, or any area on campus. The free distribution of tobacco products and tobacco paraphernalia shall not be allowed on CSULB owned property, Blair Field, or at University-sponsored events.

## II. AUTHORITY

The California State University Board of Trustees has delegated authority to campus presidents to adopt rules regulating tobacco use on campuses.

The State of California prohibits smoking in all public buildings and other enclosed areas of employment. Authority to issue this Policy is based on Title 5, California Code of Regulations, Section 42356; and California Government Code Section 7597.

## III. SCOPE

Smoking and the use of tobacco products as well as the use of nicotine products not regulated by the Food and Drug Administration as tobacco cessation drugs or devices (e.g., e-cigarettes) is prohibited on all CSULB property, including indoor and outdoor spaces (including the Research Foundation Building and Beachside Housing) owned and operated by campus auxiliaries (Research Foundation, ASI/Union, 49er Shops, the CSULB 49er Foundation). Indoor spaces include, but are not limited to all offices, classrooms, lecture halls, laboratories, hallways, waiting rooms, restrooms, meeting rooms, community areas, performance venues, athletic facilities, athletic stadiums, and private residential space within the residence halls. Smoking and the use of tobacco products shall also be prohibited at all outdoor spaces, including, but not limited to open areas, parking lots, paths, fields, athletic/sports/recreational areas, and facilities. The policy applies to all students, faculty, staff, and other persons on campus, regardless of the purpose of their visit. This policy will not include off campus space or facilities leased by the campus, nor the facilities and property leased to other entities at the Research Foundation Technology Park.

Smoking and the use of tobacco are prohibited in all vehicles (including state-owned vehicles) on campus property. This prohibition includes passenger vehicles and all other state-owned mobile equipment, including light and heavy-duty trucks, cargo and passenger vans, buses, carts, and any other mobile equipment with an enclosed or enclosable driver/passenger compartment.

## **IV. DEFINITIONS**

“Tobacco Product” means: (a) any product containing, made, or derived from tobacco or nicotine that is intended for human consumption, whether smoked, heated, chewed, absorbed, dissolved, inhaled, snorted, sniffed, or ingested by any other means, including, but not limited to cigarettes, cigars, little cigars, chewing tobacco, pipe tobacco, snuff; and (b) Any electronic device that delivers nicotine or other substances to the person inhaling from the device, including, but not limited to an electronic cigarette, cigar, pipe, or hookah. (c) Notwithstanding any provision of subsections (a) and (b) to the contrary, “tobacco product” includes any component, part, or accessory of a tobacco product, whether or not sold separately. “Tobacco product” does not include any product that has been approved by the United States Food and Drug Administration for sale as a tobacco cessation product or for other therapeutic purposes where such product is marketed and sold solely for such an approved purpose.

“Electronic Smoking Device” means any product containing or delivering nicotine or any other substance intended for human consumption that can be used by a person to simulate smoking through inhalation of vapor or aerosol from the product. The term includes any such device, whether manufactured, distributed, marketed, or sold as an electronic cigarette, electronic cigar, electronic pipe, electronic cigarillo, electronic hookah, or vape pen, or under any other product name or descriptor, which can be used to deliver an inhaled dose of nicotine, or other substances, including any component, part, or accessory of such a device, whether or not sold separately.

“Hookah” means a water pipe and any associated products and devices that are used to produce fumes, smoke, and/or vapor from the burning of material including, but not limited to, tobacco, shisha, or other plant matter.

“Smoking” means inhaling, exhaling, burning, or carrying any lighted or heated cigar, cigarette, cigarillo, or pipe, or any other lighted or heated tobacco or plant product intended for human inhalation, including hookahs and marijuana, whether natural or synthetic, in any manner or in any form. “Smoking” also includes the use of an electronic smoking device, which creates an aerosol or vapor, in any manner or in any form, or the use of any oral smoking device for the purpose of circumventing the prohibition of smoking.

## **V. IMPLEMENTATION**

All members of the campus community will be informed of the tobacco and smoke free policy by widely distributing this policy on an annual basis. Electronic and printed copies of this policy shall be made available to all faculty and staff and shall be included with information given to all admitted students. This policy will be clearly posted in employee and student handbooks, on the university website, and in other relevant publications. Key components of this policy will be shared with parents, alumni/ae, and visitors. The university will clearly display no smoking signs at all points of entry to the campus, at all building entrances and exits and other appropriate locations throughout facilities, and specific outdoor spaces to notify faculty, students, staff, and the public that CSULB is a tobacco and smoke free campus. No ashtrays or ashcans shall be provided at any location on campus.

This policy is being announced on January 4, 2016, and will not go into effect until September 1, 2016, in order to give people who smoke time to adapt to its restrictions and to facilitate a smooth transition to a tobacco and smoke free environment. The university shall offer smoking cessation programs to assist and encourage individuals who wish to quit smoking. Questions and problems regarding this policy should be handled through existing departmental administrative channels and administrative procedures.

## **VI. COMPLIANCE AND ENFORCEMENT**

A policy is only as effective as its implementation and enforcement. The success of the policy relies on the consideration and cooperation of all California State University, Long Beach students, faculty, staff, and visitors. A positive educational campaign to increase the awareness of a tobacco and smoke free policy will be the primary mode of enforcement. If policy compliance is still a challenge after extensive


campus education and outreach, the University reserves the right to institute fines for infractions as allowed by AB 795. In these instances, the University Police Department may be contacted for assistance with enforcement. During the first three years of this adopted policy, however, violators will only be given cessation and policy awareness cards.

**VII. ACCOUNTABILITY**

The success of this policy will depend on the thoughtfulness, consideration, and cooperation of people who do and do not smoke. All students, faculty, and staff share in the responsibility for adhering to this policy. Violations of the policy will be treated in accordance section VI of this policy.

**This Policy shall be effective immediately.**

**Reviewed and Approved by:**

  
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Jane Close Conoley  
President  
California State University, Long Beach

12.21.15  
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Date