



**MEMORANDUM**  
OFFICE OF THE  
COUNTY EXECUTIVE  
COUNTY OF PLACER

**TO:** Honorable Board of Supervisors  
**FROM:** David Boesch, County Executive Officer  
**BY:** Maryellen Peters, Deputy County Executive Officer  
**DATE:** March 10, 2015  
**SUBJECT:** Amend Ordinance 5631-B addressing Chapter 8 of the Placer County Code, Articles 8.12.10 and 8.12.20, Designation of Smoking Areas, to include the use of e-cigarettes and "vaping."

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**ACTION REQUESTED**

Amend Ordinance 5631-B addressing Chapter 8 of the Placer County Code, Articles 8.12.10 and 8.12.20, Designation of Smoking Areas, to include the use of e-cigarettes and "vaping".

**BACKGROUND**

The popularity, development and marketing of "e-cigarettes" has been increasing in use as a means of traditional smoking cessation, and as its own new consumable product.

Although at this time, there is limited research on the "e-cigarette" devices, the American Lung Association in 2014 has spoken out that they are "very concerned about the potential health risks" for consumers. A 2014 study published by researchers at Portland State University lists previously unknown toxins as components in the vapor created by alternative cigarettes. Currently, the Food and Drug Administration is involved in the process of establishing new rules to better regulate and study these products. Although the vapor risks are unknown at this time, the County continues with proactive measures to maintain the health and safety of County employees and the public. Therefore, the recommended action expands the ordinance to include the prohibition of e-cigarettes and vaping.

Employees are required to comply with the ordinance by not smoking in County-owned or leased building and vehicles and with the use of designated smoking areas.

**FISCAL IMPACT**

There is no net County cost associated with this action.

**Before the Board of Supervisors  
County of Placer, State of California**

In the matter of:

Ord. No: \_\_\_\_\_

AN ORDINANCE AMENDING CHAPTER  
8.12.010, AND 8.12.020 OF  
THE PLACER COUNTY CODE

First Reading: \_\_\_\_\_

The following Ordinance was duly passed by the Board of Supervisors of the County of Placer at a regular meeting held March 10, 2015 by the following vote on roll call:

Ayes:

Noes:

Absent:

Signed and approved by me after its passage.

\_\_\_\_\_  
CHAIRMAN, BOARD OF SUPERVISORS

Attest:  
Clerk of said Board

\_\_\_\_\_

\_\_\_\_\_  
The Board of Supervisors of the County of Placer, State of California,  
does hereby ordain as follows:

Sections 8.12.10, and 8.12.20 of Chapter 8 of the Placer County Code are amended  
and shall read as follows:

**Article 8.12 SMOKING/VAPING (E-CIGARETTES) IN COUNTY-OWNED OR  
COUNTY-LEASED BUILDINGS**

**8.12.010 Purpose.**

A. The county of Placer is dedicated to providing a healthy, comfortable, and  
productive environment for the public and its employees. To that end, this article  
contains rules about smoking/vaping on county-owned or county-leased property.

B. Its intent is to protect air quality and contribute to public health, safety, and well being.

C. It requires thoughtfulness, consideration, and cooperation between smokers/vapers and nonsmokers. All persons share the responsibility for adhering to, and enforcing, these requirements.

D. The provisions of this section shall be broadly construed to protect the rights of the nonsmoker.

E. This section provides as follows: Smoking/vaping is prohibited except in designated smoking areas. (Ord. 5631-B § 2, 2010; Ord. 5006-B, 1999: prior code § 2.60(a))

**8.12.020 Designation of smoking areas.**

A. Buildings. Smoking/vaping is prohibited in any county-owned or county-leased building. There shall be posted at the main entrance to each such building a sign providing notice that smoking/vaping is prohibited pursuant to California Government Code Sections 7596 through 7598, and such signage shall indicate that this prohibition also exists within a defined distance from main entrances, exits and operable windows.

B. Vehicles. Smoking/vaping is prohibited in any county-owned or county-leased vehicle, and prohibited in any privately-owned vehicle when occupied by two or more persons if one or more persons therein object.

C. Smoking/vaping is permitted only in outdoor areas surrounding county-owned or county-leased buildings, unless otherwise prohibited by state law or local ordinance and a sign describing the prohibition is posted by the state, county, or city agency or other appropriate entity. (Ord. 5631-B § 2, 2010; prior code § 2.60(b))

**8.12.030 Exceptions—Areas not covered by this Policy.**

None. (Ord. 5631-B § 2, 2010; prior code § 2.60(c))

