

Smoking and Tobacco Use

1018.1 PURPOSE AND SCOPE

Best Practice MODIFIED

This policy establishes limitations on smoking and the use of tobacco products by members and others while on-duty or while in Indio Police Department facilities or vehicles.

For the purposes of this policy, smoking and tobacco use includes, but is not limited to, any tobacco product, such as cigarettes, cigars, pipe tobacco, snuff, tobacco pouches and chewing tobacco, as well as any device intended to simulate smoking, such as an electronic cigarette or personal vaporizer.

1018.2 POLICY

State MODIFIED

The Indio Police Department recognizes that tobacco use is a health risk and can be offensive to others.

Smoking and tobacco use also presents an unprofessional image for the Department and its members. Therefore smoking and tobacco use is prohibited by members and visitors in all department facilities, buildings and vehicles, and as is further outlined in this policy (Government Code § 7597; Labor Code § 6404.5). It is the purpose and intent of this policy to reduce the exposure to secondary smoke which has been identified as a public health hazard. It is the policy of the Indio Police Department to prohibit smoking in any police or city building, as well as in any City owned vehicle.

1018.2 (a) LAW

Assembly Bill (AB) 846 became effective January 1, 2004. This law prohibits smoking within 20 feet of building main entrances, exits, and operable windows at any facility owned, leased, and occupied by the State, County, or City, and buildings of the University of California (UC), California State University (CSU), and all California community colleges.

1018.3 SMOKING AND TOBACCO USE

Best Practice MODIFIED

Smoking and tobacco use by members is prohibited anytime members are in public view representing the Indio Police Department.

It shall be the responsibility of each member to ensure that no person under his/her supervision smokes or uses any tobacco product inside City facilities and city vehicles.

1018.4 ADDITIONAL PROHIBITIONS

State MODIFIED

No person shall use tobacco products within 20 feet of a main entrance, exit or operable window of any public building (including any department facility), or buildings on the campuses of the

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University of California, California State University and California community colleges, whether present for training, enforcement or any other purpose (Government Code § 7596 et seq.).

1018.4 (a) EXCEPTIONS

1. Employees wishing to smoke must assure they are not within 20 feet of any doorway or operating window to any City building. Employees who smoke outside of the 20 foot requirement must extinguish their cigarette in an approved ash receptacle.
2. Employees wishing to chew smokeless tobacco may do so only when they are out of public view and should discard their tobacco in a sealed container.
3. Employees are prohibited from spitting or discarding any chewing tobacco on any public or private street, pavement, lawn, etc.

1018.4.1 NOTICE

State

The Chief of Police or the authorized designee should ensure that proper signage is posted at each entrance to the Department facility (Labor Code § 6404.5).