

POLICY FOR THE REGULATION OF SMOKING IN CLINTON COUNTY OFFICES AND BUILDINGS

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SECTION 1. Intent

1. The Clinton County Legislature finds that the health of the public is seriously threatened by exposure to environmental tobacco smoke, or secondhand smoke. This finding is supported by the United States Environmental Protection Agency and reliable studies of the impacts and effects of environmental tobacco smoke.
2. The intent of this policy is to provide a safe, healthful and productive work environment for all employees and visitors to county facilities, and to comply with existing state and federal laws and regulations governing smoking.

SECTION 2. Definitions

1. County Facility – Building or vehicle owned by the County of Clinton.
2. Smoking – Burning of a lighted cigar, cigarette, pipe, or any other matter or substance which contains tobacco.

SECTION 3. Smoking Restrictions

1. Except as provided in subdivision three of this section, smoking shall not be permitted, and no person shall smoke in any county facility.

2. Except as provided in subdivision four of this section, smoking shall not be permitted, and no person shall smoke on county-owned property within a distance of forty (40) feet from any exterior door of a county facility.
3. Exceptions to the smoking restrictions contained in subdivision one above include:
 - a. The vehicle garage at the County Highway Department located at 736 Route 3, Plattsburgh, not to include the Parts and Inventory Section, the mechanics garage area, and the employee's breakroom. However, smoking will only be allowed in the garage area if all employees assigned to this work area agree to allow smoking.
 - b. The indoor restaurant at the Clinton County Airport located at 11 Airport Road, Plattsburgh. However, the restaurant shall provide a contiguous area of at least 70 percent of the seating capacity to be designated as no smoking.
 - c. County vehicles, only if all occupants of a vehicle agree to allow smoking in that vehicle.
4. Exceptions to the smoking restrictions contained in subdivision two above include:
 - a. The area immediately outside the exterior doors of the Clinton County Nursing Home located at 16 Flynn Avenue, Plattsburgh.
 - b. The outdoor patio area adjacent to the lounge near the Durkee Street entrance to the Department of Social Services located at 13 Durkee Street.

SECTION 4. Posting of Signs

1. "No Smoking" signs or the international "no smoking" symbol shall be prominently posted and properly maintained where smoking is regulated by this policy.

SECTION 5. Enforcement

1. County employees in violation of this policy shall be subject to appropriate disciplinary procedures to be administered by the supervisor of the affected Department.
2. Non-County employees in violation of this policy shall have the policy explained by the supervisor of the affected County Department. If the violator refuses to comply with the policy, the supervisor shall report the violator to the appropriate enforcement officer, as applicable.

SECTION 6. Penalties

1. Penalties, as applicable, shall be as provided by the New York State Clean Indoor Air Act, which establishes civil penalties for violation of smoking restrictions by individuals of areas covered by this legislation.