

## 80.9 Smoking Regulations

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**1. Purpose.** The practice of smoking tobacco products has been determined to be a danger to health. The Clean Indoor Air Act (24-16-1 to 21-16-11 NMSA) provides for limitations on the use of public facilities by smokers. The purpose of these policies and procedures is to provide a smoke free indoor environment at Eastern New Mexico University-Roswell (ENMU-Roswell).

**2. Policy.** ENMU-Roswell policies related to smoking are as follows:

A. ENMU-Roswell is dedicated to providing a safe, healthy, and low risk working and learning environment for employees and students.

B. The goal of a safe, healthy, and low risk educational environment can in part be achieved through elimination of smoking within ENMU-Roswell facilities. While it is recognized that such an indoor clean air act will create discomfort and inconvenience for smokers, the nature of the ENMU-Roswell's facilities are such that it is either impractical or, given institutional resources, too costly to provide separate indoor smoking space.

C. Campus clean air regulations are promulgated under the New Mexico Clean Indoor Air Act, Sections 24-16-1 through 24-16-11, NMSA, 1978 Comp.

The foregoing purpose and policies are implemented by the following

### Rules and Procedures

**3. Regulations.** Smoking is strictly prohibited in all buildings ENMU-Roswell buildings. The prohibition extends to all vehicles, owned or operated, by ENMU-Roswell.

Smoking is permitted in designated outdoor areas. Smokers are expected to dispose of waste responsibility in the receptacles provided. Transient smoke is known to be a danger to health; consequently, smokers, even in outdoor areas, are expected to manage their smoking in a manner that will not expose others to smoke.

**4. Enforcement.** The effectiveness of this policy depends upon the consideration and cooperation of smokers and non-smokers. All employees, students, and visitors share in the responsibility of adhering to and enforcing this policy. In the application of this policy, the right of a non-smoker to protect his/her health and comfort prevails over a smoker's desire to smoke.

The provisions of the employee handbooks concerning disciplinary action apply to violations of these regulations by employees. Accordingly, incidents involving employees are to be handled by supervisory personnel.

Violations by students are to be handled according to ENMU-Roswell's rules on discipline.

**5. Residential Hall Regulations.** The regulations regarding smoking in the residential halls are as follows:

A. Smoking shall only be allowed in designated outside areas as smoking areas.