

California's Clean Air Laws 2024

Employers and owner-operated businesses must comply with state tobacco laws

California Clean Indoor Air laws prohibit smoking these products indoors:

- Cigarettes
- E-cigarettes
- Cigars
- Little Cigars/Cigarillos
- Cannabis
- Hookah

California law prohibits smoking in the following places, including but not limited to:

Indoor workspaces

- Public and private offices and office buildings
- Small businesses with 5 or fewer employees
- Owner-operated businesses
- Government buildings
- Factories and warehouses
- Restaurants, bars, taverns, gaming clubs, bingo halls, and pool halls
- Hotels, motels & other lodging

Indoor spaces

- K-12 public and private schools, universities, colleges, community colleges and trade schools, including residence halls
- Personal vehicles when a minor is present
- Youth and paratransit buses
- Public transportation
- Foster and group homes
- Licensed day care centers and licensed family day care homes, including during non-business hours
- Indoor common areas of apartment and condominium complexes (including hallways, stairwells, laundry rooms, and recreation rooms) if these areas are places of employment

Other spaces

- 25 feet from tot lots, playgrounds, certified farmers' markets, public housing and administrative office buildings
- Public and charter school campuses
- Social organizations such as Elks Lodges or Veterans Clubs
- Malls, movie theatres, and gyms
- Covered parking lots, state-owned vehicles, taxi cabs, and cabs of motor trucks and tractor trailers if nonsmokers are present
- State correctional facilities
- Hookah lounges if not licensed as a tobacco shop or private smokers' lounge
- Medical cannabis dispensaries
- Nonprofit charitable food facilities
- Specified patient areas of a health clinic or facility
- 20 ft from main entrance/exit and operable windows of government buildings
- State parks and coastal beaches
- 250 feet from a youth sports event when the user is located in the same park or facility where a youth sports event is taking place

Exemptions in California law allow smoking in:

- Cabs of motor trucks or truck tractors if nonsmoking employees are not present
- Theatrical Productions, if smoking is an integral part of the story
- Patient smoking areas of long-term health care facilities
- Tobacco shops & smokers' lounges that meet specific criteria defined in law
- Medical research or treatment sites if smoking is integral to the research or treatment

Developed by the California Tobacco Prevention Program, a program of the California Department of Public Health © 2023

Citations:

California Labor Code § 6404.5.

https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?law-Code=LAB§ionNum=6404.5

Senate Bill 626.

https://leginfo.legislature.ca.gov/faces/NavClient.xhtml?bill_id=202320240SB626

Tracking Tobacco Laws: A California Digest 2023. Public Health Law Center.

<https://www.publichealthlawcenter.org/sites/default/files/resources/CA-Tracking-Tobacco-Laws-Digest.pdf>

For more information, please visit the California Tobacco Prevention Program's website at <https://www.cdph.ca.gov/Programs/CCDPPH/DCDIC/CTCB/Pages/CaliforniaTobaccoControlBranch.aspx>