



CALIFORNIA WORKPLACE SMOKING RESTRICTIONS/AB-13

“No employer shall knowingly or intentionally permit, and no person shall engage in, the smoking of tobacco products in an enclosed space at a place of employment.” California Labor Code, Section 6404.5

Adequate Compliance Measures (specified in AB-13):

1. Posting of clear and prominent signs stating “No Smoking” at entrances to buildings where smoking is prohibited throughout;
2. In buildings where smoking is permitted in designated areas, posting of a sign at the building entrance stating “Smoking is prohibited except in designated areas;” and
3. Requesting that non-employees smoking in prohibited areas refrain from doing so unless such a request would involve a risk of physical harm to the employer or any employee.

Note: Employers are not required to physically eject smoking non-employees from workplaces.

This law supersedes and pre-empts local laws, ordinances, and regulations with respect to smoking in enclosed places of employment. However, the law does not prevent employers from enacting more restrictive smoking prohibitions in their workplaces.