

# Smoke Free Zones

## San Francisco Health Code 19F Definitions

1. Smoking is prohibited in buildings and enclosed structures, throughout the building or structure and in the common areas, such as the elevators, hallways, stairways, restrooms, conference and meeting rooms, and eating and break rooms, and certain unenclosed areas that contain any of the facilities or uses set forth below:
  - Facilities owned or leased by the City and County of San Francisco; every commission, department or agency, with jurisdiction over such property shall adopt regulations or policies implementing the provisions of this Article; provided, however, with respect to facilities located outside the City and County of San Francisco, the regulations or policies shall prohibit smoking in enclosed areas during all times;
  - Facilities in which the business of any governmental body or agency is conducted, including hearing rooms, courtrooms or places of public assembly;
  - Polling places;
  - Health facilities, including, but not limited to, hospitals, long term care facilities, doctors' and dentists' offices, inpatient rooms, and outpatient examination and treatment rooms;
  - Educational facilities;
  - Business establishments;
  - Nonprofit establishments, except that persons qualifying under California Health and Safety Code Section 11362.7 et seq. to use medical marijuana may smoke medical marijuana on the premises of a Medical Cannabis Dispensary with a valid permit issued by the Department of Public Health under Article 33 of the Health Code;
  - Aquariums, galleries, libraries and museums;
  - Child care facilities, except when located in private homes;
  - Facilities used for exhibiting motion pictures, drama, dance, musical performance, lectures, or other entertainment;
  - Sports arenas; provided, however, that Subsection (b) shall govern sports stadiums as defined in that subsection;
  - Convention facilities;
  - Restaurants, except that smoking will be allowed in outdoor and sidewalk dining areas of restaurants until six months after the effective date of this ordinance;
  - Bars and Taverns, except for historically compliant semi-enclosed smoking rooms, the portion of an outdoor patio at least ten feet away from the entry, exit or operable window of the bar or tavern, or as specified in Section 1009.23(c) or 1009.23(d);
  - Tourist Lodging Facilities;
  - Homeless Shelters, including, but not limited to, the sleeping areas of those buildings;
  - Tobacco Shops, except as specified in Section 1009.23(e);
  - Facilities used to conduct charity bingo games pursuant to Penal Code Section 326.5, during such times that persons are assembled in the facility in connection with such games; and,

- Farmers Markets, whether on public or private property.
  - Smoking is prohibited at all times in taxicabs and other motor vehicles for hire as defined in the Police Code, whether owned or leased by the driver, whether or not occupied by one or more passengers, and whether or not in operation
2. Smoking is prohibited in service waiting areas, which are defined as any area designed to be or regularly used by one or more persons to receive or wait to receive a service, enter a public place, or make a transaction, whether or not such service includes the exchange of money, such as ATMs, bank teller windows, telephones, ticket lines, movie theater lines, concert lines, athletic event lines, performance event lines and cab stands, and including the ticketing, boarding and waiting areas of public transit systems, including bus, train, trolley and cable car stops and shelters
  3. Smoking is prohibited in enclosed common areas of multi-unit housing complexes, as defined in Section 1009.21(k), including, but not limited to, private apartment buildings, residential hotels, including Single Resident Occupancy hotels, SF Housing Authority buildings, HUD housing, senior housing, and condominiums. Enclosed common areas are those areas accessible to and usable by residents of different units and include but are not limited to common halls, elevators, covered parking areas, lobbies, waiting areas, interior stairwells and bathrooms, cooking, dining, lounge, laundry facilities, recreation and lobby areas, except that smoking is permitted ten feet or more away from a door or window in an outdoor common area within the perimeter, a common hall open to the outdoors on at least one side, or courtyard of any multi-unit housing complex. Except for purposes of ingress and egress, the entry doors of private residential units shall be closed at any time that smoking is occurring within an individual dwelling unit of either a multi-unit housing complex or a mixed-use building where the door opens into an area where smoking is prohibited under this Section.
    - Within 15 feet of entrances, exits, operable windows, and vents
  4. Smoking is prohibited in all vehicles owned by the City and County of San Francisco