

Returned to Committee

IOWA COUNTY ORDINANCE 600.25

**AN ORDINANCE REGULATING OR PROHIBITING SMOKING IN
AND AROUND COUNTY BUILDINGS, PROPERTY, AND IN COUNTY OWNED
VEHICLES**

Whereas, secondhand tobacco smoke has been classified by the U.S. Environmental Protection Agency (EPA) as a known cause of lung cancer in humans (Group A carcinogen) and there is no safe level of exposure to secondhand smoke; and

Whereas, secondhand tobacco smoke increases the risk of cancer and poses other significant health threats including asthma, emphysema, heart attack and stroke; and

Whereas, smoking related illnesses and premature death contribute to the loss of productivity and soaring costs of health insurance for county employees; and

Whereas, the Environmental Protection Agency (EPA) warns that the concentration of breathable particles from secondhand tobacco smoke in a closed motor vehicle is more than 133 times higher than the current average annual EPA standard; and

Whereas, the American Society of Heating, Refrigeration and Air Condition Engineers (ASHRAE) cautions that no ventilation systems are designed to remove the hazardous toxins and gases of secondhand smoke from the air; and

Whereas, cigarettes are the leading cause of fatal fires; and

Whereas, it is everyone's right to breathe clean indoor air; and

Whereas, persons entering Iowa County building and entrance areas (as well as working or doing business within the county owned buildings and vehicles) should be free from exposure to environmental tobacco smoke; and

Whereas, smokeless tobacco is known to raise the risk of cancer of the oral cavity as well as cause sores in the mouth, receding gums and bone loss around the teeth;

NOW, THEREFORE, be it ordained by the Iowa County Board of Supervisors as follows:

Section 1: Iowa County has declared the entire workplace a non-smoking facility. No person shall smoke or carry a lighted cigarette, cigar, pipe, or any other lighted smoking equipment in any vehicles or buildings or on any property owned or leased by Iowa County.

In regards to only their current residents who are allowed to smoke, Bloomfield Manor will abide by guidelines set forth by the Bureau of Quality Assurance as stated in DDES-BQA-05-008. No new residents admitted on or after June 1, 2008 will be permitted to smoke on Bloomfield Manor property.

Section 2: The use of Smokeless Tobacco. The use of smokeless tobacco is prohibited on all County property.

Section 3: A person designated by the appropriate committee of the County Board shall post, in a conspicuous place at every Iowa County outside building entrance a "no smoking" sign or international "no smoking" symbol consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a bar across it. It shall be unlawful for any person to remove, deface, or destroy any sign or sticker required by this section or to smoke in any place where any such sign or sticker is posted.

Section 4: Any person found violating any of the provisions of Section 1 of this ordinance after being advised by an Iowa County employee or officer that smoking is prohibited may be issued a citation by any law enforcement officer of Iowa County, Wisconsin. Any citation issued shall contain the information required by Wisconsin Statutes Section 66.0113.

Section 5: The Iowa County Corporation Counsel is authorized to handle the prosecution of any citation action filed for violation of this ordinance. The Iowa County Corporation Counsel is also authorized to file any lawsuit, which the Corporation Counsel deems necessary to enforce this ordinance and to bring contempt proceedings to enforce this ordinance.

Section 6: Any person found to be in violation of Section 1 of this ordinance shall forfeit \$50.00.

Section 7: The cash deposit which can be posted for a violation of Section 1 of this ordinance is \$50.00. Violators are exempt from court costs by statute.

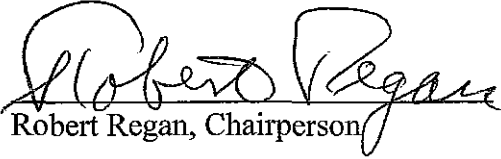
The cash deposit shall be paid to the Iowa County Clerk of Circuit Court in Dodgeville, Wisconsin. The Clerk of Circuit Court for Iowa County shall issue receipts for cash deposits paid under this ordinance.

Section 8: This ordinance shall take effect on July 1, 2008 and be enforced upon passage and publication as provided by law.

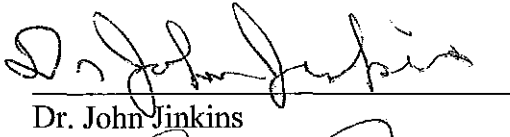
Section 9: The County will assist with anyone who wishes to quit smoking. The Iowa County Health Department will provide smoking cessation education to County employees on their off time.

Recommended for passage by the Iowa County Board of Health.

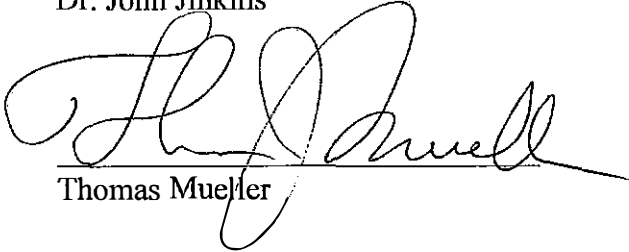
Dated: 2/8/08

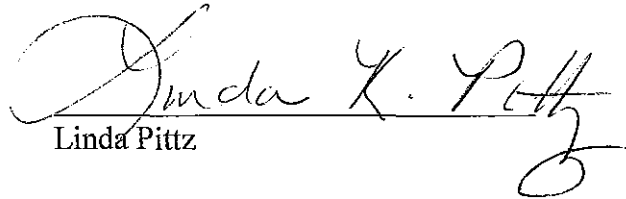

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