

## **University Rule 3-300A: Tobacco Free Campus. Revision 0 Amendment 03/08/18**

### **I. Purpose and Scope**

- A. **PURPOSE:** The Tobacco Free Campus Rule is part of the University of Utah's commitment to creating a healthy campus for all members of our campus community, and is designed to be positive and supportive of overall health and well-being.
- B. **SCOPE:** The scope of this Rule applies to the premises and vehicles of the University of Utah, owned, leased or controlled. The sanctions and/or discipline described in this Rule apply to University of Utah employees, students, contractors and contractor employees. The Rule is applicable twenty-four (24) hours a day, seven (7) days a week.
- C. **EFFECTIVE DATE:**
  - 1. The provisions of this Rule designating the University of Utah a tobacco free campus are effective July 1, 2017.
  - 2. The provisions for enforcement of the Rule (including sanctions and discipline) shall be enforced beginning July 1, 2018.

### **II. Definitions**

The definitions provided for this policy.

- A. "Tobacco products" shall mean cigarettes, cigars, pipes, water pipes (hookah), bidis, kreteks, smokeless tobacco, chewing tobacco, snus, snuff, electronic cigarettes and any other nicotine delivery products other than FDA-approved nicotine replacement therapy products.
- B. "Nicotine replacement therapy products" shall mean FDA-approved products designed to aid in tobacco cessation including, but not limited to nicotine gum, nicotine inhaler, nicotine lozenges and nicotine patches.

- C. “Egregious, chronic or flagrant” shall mean repeated intentional violations of this Rule.
- D. “University-owned Vehicles” does not include any privately-owned vehicles used for work purposes.

### **III. Rule**

- A. The University of Utah (“University”) prohibits the use of all forms of tobacco products on University Property as described below. The University prohibits any advertising or sale, or free sampling of tobacco products on University property. Littering the campus with the remains of tobacco products or any other related waste product is prohibited.
  - 1. Use of tobacco products is prohibited in all buildings and vehicles owned or leased by the University, regardless of location. This includes Rice-Eccles Stadium and the University of Utah Hospitals and Clinics.
  - 2. Use of tobacco products is also prohibited on all University grounds and in any outdoor area controlled by the University. This includes all University parking lots and parking ramps, athletic fields, tennis courts, and recreational areas. Use of tobacco products is prohibited inside any vehicle owned or leased by the University.
  - 3. The University owns and maintains a limited number of streets within its campus borders. Use of tobacco products is prohibited on such streets and the adjacent sidewalks. See University of Utah maps outlining the campus grounds where use of tobacco products is prohibited.
  - 4. When any person enters the grounds of the University, any tobacco products shall be extinguished and disposed of in an appropriate receptacle at the perimeter of the grounds of the University.
  - 5. This Rule does not apply to buildings and outdoor areas of the University of Utah Research Park that are owned by or leased to private entities, except if those buildings or areas are used for University programs or University employees.
  - 6. This Rule does not apply to the use of e-cigarettes or other forms of smokeless tobacco by University of Utah Performing Arts organizations in

on-stage artistic performances; the use of tobacco products in any form in the conduct of research, or in cultural ceremonies.

7. Smoking is prohibited in all University of Utah Housing and Residential Education facilities <https://housing.utah.edu/living-the-u/resident-policies-responsibilities/#tobacco>. Smoking is also prohibited in University Student Apartments. See: <https://apartments.utah.edu/resident-handbook/index.php#smoking>.
  8. Any proposed exceptions to this Rule necessitated by the unusual circumstances of the patient care environment must be approved in writing by the Senior Vice President for Health Sciences.
- B. Tobacco Cessation Assistance. The University is committed to supporting all students and employees who wish to stop using tobacco products and assistance is available. The University of Utah, through its Student Health Services (<http://www.studenthealth.utah.edu/index.html>), Employee Assistance Program (<http://www.hr.utah.edu/ben/staff/>) and Health Science's wellness programs (<http://healthcare.utah.edu/huntsmancancerinstitute/patient-care/clinics-and-care-teams/wellness-survivorship-center/programs-and-services/smoking-cessation.php>, <https://pulse.utah.edu/site/wellnessnow/Pages/Home.aspx>) has smoking cessation and treatment programs available to students, faculty and staff.
- C. The University of Utah shall annually communicate to the campus community information concerning this Rule, the opportunities for cessation assistance, and the potential consequences for violating this Rule.
- D. The University of Utah encourages the community to support each other in a positive, non-confrontational manner as we transition to a tobacco-free campus.
- E. Enforcement
1. If someone is using tobacco on University property, any person may inform the tobacco user of this Rule and respectfully request that he/she comply. If the individual does not comply. It is a core value that all members of the University community are treated with respect.

2. Enforcement of the Rule will focus on awareness, education and rehabilitation.
3. Verbal notices/requests to cease the use of tobacco products will be the primary means for communicating the Rule.
4. Individuals who disrupt campus operations are subject to University Police engagement which can lead to a class C misdemeanor offense for disorderly conduct for disturbing the peace.
5. No employee may be terminated for violating this Rule

F. Contractors

1. Egregious, chronic or flagrant violations of this Rule by employees and University contractors may lead to sanctions pursuant to a corresponding Utah Administrative Rule.
2. University contractors who fail to monitor and enforce this Rule with their employees while performing work at the University of Utah may risk termination of their contracts with the University.

G. Students

1. If a student refuses to comply with the Rule he/she may be referred to the Office of the dean of Students for appropriate action under the Student Code.
2. No student may be dismissed or suspended for violating this Rule.

#### **IV. Rules, Procedures, Guidelines, Forms and other Related Resources**

A. Policies

[Policy 3-300](#) Health and Safety

B. Rules

C. Procedures

D. Guidelines

Tobacco Free Campus Guidelines

E. Forms and Other Related Sources

## V. References

- [Policy 5-111](#), Corrective Action and Termination Policy for Staff Employees
- [Policy 5-205](#), Code of Conduct for Staff
- [Policy 6-316](#), Code of Faculty Rights and Responsibilities
- [Policy 6-400](#), Code of Student Rights and Responsibilities
- [R5-111A](#), Rule: Staff Corrective and Disciplinary Actions (non-Hospital and Clinics staff)
- [R5-111B](#), Rule: Staff Corrective and Disciplinary Actions (Hospital and Clinic staff)
- Utah Clean Air Act (UCCA)
- [American Cancer Society](#) - Guides to quitting, research and fact sheets.
- [American Heart Association](#) - Guides to quitting, tips for ex-smokers, stress management strategies.
- [American Lung Association](#) - Stop smoking guide
- [Food and Drug Administration](#) - Current research and input regarding e-cigarettes.

## VI. Contacts

The designated contact officials for this Policy are

- A. Policy Owner (primary contact person for questions and advice): Managing Director for Occupational and Environmental Health and Safety.
- B. Policy Officers: Chief Administrative Officer and CFO.

## VII. History

Current Version – University Rule 3-300, Revision 0. Approved by the Academic Senate: May 1, 2017 with the designated effective date of July 1, 2017

## **Supplemental Rule 3-300A: Tobacco at University of Utah Health Care Facilities. Revision 0. Effective Date 05/16/18**

### **I. Purpose and Scope**

This supplemental rule creates a limited exception to University Rule 3-300A and is necessitated by the unusual circumstances of the patient care environment.

University Rule 3-300A otherwise applies in full to all University of Utah Health Care facilities.

### **II. Definitions**

- A. "Tobacco products" shall have the same meaning as set forth in University Rule 3-300A
- B. "University of Utah Health Care facilities," "UUHC facilities," or "UUHC facility" means a facility or facilities in the University of Utah Health Care system, including, but not limited to, University Hospital Huntsman Cancer Hospital, university Orthopaedic Hospital. University of Utah Health Plans, Business Services Building, South Jordan Health Center, Madsen Health Center, Midvalley Health Center, Farmington Health Center, UNI, Moran Eye Center, Clinical Neurosciences Center, Utah Center for Reproductive Medicine, Utah Diabetes and Endocrinology Center, Utah Sleep Wake Center, Utah Pain Management Center, and all University of Utah Community Clinics.
- C. "Designated Area" means an Outdoor area equipped with signs indicating that tobacco use is permitted.
- D. "outdoor Area" means the outdoor area of a UUHC facility, including parking garages, covered and uncovered parking lots, sidewalks, patios, courtyards, landscaping areas, and roadways of that UUHC facility.

### **III. Description**

- A. Except as specifically provided below the use of Tobacco Products is prohibited in and around all UUHC facilities in accordance with the University Rule 3-300A

- B. Tobacco Products are allowed at University Hospital in the Designated Area located on Level 1 of the North Parking Terrace.
- C. Patients determined to be psychologically impaired and Tobacco Products dependent may be escorted by UUHC staff to an appropriate Outdoor Area to consume Tobacco Products. The Patient will be observed by the staff member from a safe and appropriate distance while the patient uses the Tobacco Products. In this instance, an “appropriate Outdoor Area” should be a location where others are less likely to be impacted by second hand effects of Tobacco Products but may not necessarily mean a “Designated Area”.

#### **IV. Rules, Procedures, Guidelines, Forms and other Related Resources**

- A. Policies
- B. Rules
- C. Procedures
- D. Guidelines
- E. Forms and Other Related Sources

Memo from Senior Vice President for Health Sciences

#### **V. References**

Rule 3-300A – University of Utah Tobacco Free Campus  
Utah Indoor Clean Air Act (Title 26, Chapter 38, R392-510) (Effective, January 1, 1995)  
University of Utah Health Care Mission, Vision, and Values  
Utah State Division of Administrative Rule #R805-5

#### **VI. Contacts**

The designated contact officials for this Policy are

- A. Policy Owner (primary contact person for questions and advice): Managing Director for Occupational and Environmental Health and Safety.
- B. Policy Officers: Chief Administrative Officer and CFO.

## **VII. History**

Current Version – This Supplemental Rule was approved and implemented by the Senior Vice President for Health Sciences on May 16, 2018.