

**80-5 Clean Air Policy**

80-5-1 Purpose • 80-5-2 Policy • 80-5-3 Residential Facilities •  
80-5-4 All Other Facilities • 80-5-5 Enforcement • 80-5-6 Penalties

1. **Purpose.** The purpose of these policies and procedures is to provide a smoke-free indoor environment for Eastern New Mexico University (the University).
2. **Policy.** The University policies related to smoking are as follows:
  - A. The University is dedicated to providing a safe, healthy and low risk working and learning environment for employees and students.
  - B. The goal of a safe, healthy and low risk University environment can in part be achieved through elimination of smoking within University facilities. Smoking is prohibited near entrances, windows and ventilation systems of all workplaces and public places. Smoking is permitted only in smoking-designated areas on campus or in an individual's personal vehicle. While it is recognized that such an indoor clean air act may create discomfort and inconvenience for smokers, the nature of the University's facilities are such that it is either impractical or, given University resources, too costly to provide separate indoor smoking space.
  - C. Campus clean air regulations are promulgated under the New Mexico Clean Indoor Air Act, NMSA 1978, §§ 24-16-1 through 24-16-4 and 24-16-12 through 24-16-20 (as amended 2007 by the Dee Johnson Clean Indoor Air Act).

The foregoing purpose and policies are implemented by the following.

**Rules and Procedures**

3. **Residential Facilities.** The policies and procedures for residential facilities are set forth in AGP&P, 80-6.
4. **All Other Facilities.** All University nonresidential indoor facilities, including private offices, outdoor areas except for those designated as smoking stations, and university owned or leased vehicles, shall be smoke free and designated as smoking prohibited areas.
5. **Enforcement.** Enforcement relies on personal integrity and commitment to follow the policies of ENMU. Violators may be informed of the policy by any member of the ENMU community and referred to smoking stations designated for such activity. Violations may be reported to the University safety officer at 575.562.2511. Such reports shall be investigated and, if necessary, referred to employee supervisors, executive administrators or, in the case of students, to the vice president for Student Affairs. Employee personnel policy or student discipline policy should be followed if disciplinary action, other than asking the violator to stop, is taken.

- 6. Accommodations.** The University will provide a limited number of designated smoking areas an appropriate distance from building entrances, windows and ventilation systems of workplaces and public places. Every effort will be made to provide designated smoking areas that are conveniently located and that are comfortable, attractive spaces. Smokers will be expected to refrain from smoking on their way to or from these designated smoking areas. If it becomes apparent that smoking stations are not being utilized or are not needed, those stations will be removed or repurposed.
- 7. Penalties.** Any person who violates these policies, rules and procedures shall be subject to appropriate University disciplinary action and to penalties under New Mexico statutes. Such discipline can vary from a verbal or written warning through probation, suspension and/or dismissal from the University. Statutory penalties include fines set forth in NMSA 1978, § 24-16-10.

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