



## U.S. Laws for 100% Smokefree Multi-Unit Housing

August 15, 2020

This list represents communities with laws that regulate smoking in **private units** of multi-unit housing. As of August 15, 63 municipalities have enacted a law at the city or county level that prohibits smoking in **100% of private units** of multi-unit housing properties.

For public housing policies, see [U.S. Public Housing Authority Policies Restricting or Prohibiting Smoking](#).

See Definitions and Explanatory Notes starting on page 4.

Visit our smokefree multi-unit housing page at [no-smoke.org/at-risk-places/homes/](http://no-smoke.org/at-risk-places/homes/) for more information.

### Municipalities with Laws for 100% Smokefree Multi-Unit Housing:

This table represents communities that have **municipal laws** at the city or county level that prohibit smoking in **100% of private units** of all specified types of multi-unit housing. These laws apply to both privately-owned and publicly-owned multi-unit residences, as well as all existing and future buildings, and do not permit current residents to continue smoking in the building (i.e. no “grandfather” clause). Most, but not all, municipal laws include condominiums and other owner-occupied properties.

Municipalities marked with # require multi-unit buildings to be 100% smokefree when the law is in full effect as of the listed Final Effective Date. Municipalities marked **Some** under “% of Units Currently Smokefree” will be 100% when the law is in full effect.

Municipality	State	% of Units Currently Smokefree	Final Effective Date	Minimum Number of Units	Includes Patio/Balcony	Includes Condos
1. Alameda	CA	100%	1/1/2013	2	Yes	Yes
2. Albany	CA	100%	3/24/2018	2	Yes	Yes
3. Bell Gardens#	CA	Some	6/1/2021	3	Yes	Yes
4. Belmont	CA	100%	1/8/2009	2	Yes	Yes
5. Belvedere	CA	100%	11/9/2017	2	Yes	Yes
6. Benicia#	CA	Some	9/2/2020	2	Yes	Yes
7. Berkeley	CA	100%	5/1/2014	2	Yes	Yes
8. Beverley Hills	CA	100%	1/1/2019	2	Yes	Yes
9. Brisbane	CA	100%	6/3/2017	2	Yes	Yes
10. Burlingame	CA	100%	2/13/2016	2	Yes	Yes
11. Clayton	CA	100%	5/1/2019	2	Yes	Yes
12. Compton	CA	100%	1/1/2013	3	Yes	Yes
13. Concord#	CA	Some	1/1/2021	2	Yes	Yes
14. Contra Costa County	CA	100%	7/1/2019	2	Yes	Yes
15. Cotati	CA	100%	1/1/2017	2	Yes	Yes
16. Culver City	CA	100%	5/26/2016	2	Yes	Yes
17. Daly City	CA	100%	1/21/2014	2	Yes	No
18. Danville	CA	100%	5/1/2016	3	Yes	Yes
19. El Cerrito	CA	100%	10/1/2015	2	Yes	Yes
20. El Monte	CA	100%	8/19/2017	3	Yes	Yes

Municipality	State	% of Units Currently Smokefree	Final Effective Date	Minimum Number of Units	Includes Patio/Balcony	Includes Condos
21. Emeryville	CA	100%	7/1/2019	2	N/S	Yes
22. Firebaugh	CA	100%	7/1/2019	2	Yes	Yes
23. Foster City	CA	100%	11/5/2015	N/S	Yes	Yes
24. Half Moon Bay	CA	Some	1/15/2020	2	Yes	Yes
25. Healdsburg	CA	100%	5/6/2020	2	N/S	Yes
26. Huntington Park	CA	100%	7/1/2013	2	Yes	Yes
27. Los Gatos	CA	100%	6/25/2017	2	Yes	No
28. Manhattan Beach	CA	100%	5/5/2017	3	Yes	Yes
29. Millbrae	CA	100%	1/1/2020	2	Yes	Yes
30. Mill Valley	CA	100%	11/18/2016	2	Yes	Yes
31. Moorpark	CA	100%	2/1/2019	2	Yes	No
32. Morro Bay	CA	100%	8/1/2020	2	Yes	Yes
33. Novato	CA	100%	1/1/2018	2	Yes	Yes
34. Pacific Grove#	CA	Some	10/1/2021	2	Yes	Yes
35. Pacifica#	CA	Some	10/9/2020	2	Yes	Yes
36. Palo Alto	CA	100%	1/1/2018	2	Yes	Yes
37. Pasadena	CA	100%	1/1/2013	2	Yes	Yes
38. Petaluma	CA	100%	1/1/2014	2	Yes	Yes
39. Pleasanton	CA	100%	10/4/2018	2	Yes	No
40. Redwood City	CA	100%	1/1/2019	2	Yes	Yes
41. Richmond	CA	100%	1/1/2011	2	Yes	Yes
42. Rohnert Park	CA	100%	4/23/2018	2	Yes	Yes
43. Ross	CA	100%	2/9/2020	2	Yes	Yes
44. San Anselmo	CA	100%	1/8/2016	2	Yes	Yes
45. San Bruno	CA	100%	2/22/2018	2	Yes	Yes
46. San Carlos	CA	100%	7/8/2020	2	Yes	Yes
47. San Mateo	CA	100%	11/14/2015	2	Yes	Yes
48. San Mateo County	CA	100%	2/4/2016	2	Yes	Yes
49. San Pablo#	CA	Some	7/1/2021	2	Yes	No
50. San Rafael	CA	100%	11/14/2013	3	Yes	Yes
51. Santa Clara	CA	100%	8/1/2019	2	Yes	Yes
52. Santa Clara County	CA	100%	2/9/2012	2	Yes	Yes
53. Santa Rosa	CA	100%	8/7/2016	2	Yes	Yes
54. Saratoga	CA	100%	9/16/2016	4	Yes	Yes
55. Sebastopol	CA	100%	11/2/2011	2	Yes	Yes
56. Sonoma	CA	100%	12/12/2016	2	Yes	Yes
57. Sonoma County	CA	100%	1/12/2013	2	Yes	Yes
58. South San Francisco	CA	100%	11/9/2017	2	N/S	Yes
59. Sunnyvale	CA	100%	9/23/2016	2	Yes	Yes
60. Tiburon	CA	100%	7/1/2014	4	Yes	Yes
61. Union City	CA	100%	2/23/2012	2	Yes	No
62. Walnut Creek	CA	100%	1/30/2014	2	Yes	Yes
63. Windsor	CA	100%	8/15/2017	2	Yes	Yes

# = Law requires multi-unit buildings to be 100% smokefree, but the law is not yet fully in effect.

## Municipalities with Laws that Partially Restrict Smoking in Multi-Unit Housing:

This table represents communities that have **municipal laws** at the city or county level that **restrict smoking in some private units** of multi-unit housing, but do not require multi-unit buildings to be 100% smokefree.

The trend is now for communities to adopt laws that require multi-unit properties to be 100% smokefree, as listed in the chart above. It is not recommended that communities adopt the types of partial laws represented in the chart below.

Municipalities marked **Some** under “All Units Currently Smokefree?” have some buildings that are required to be 100% smokefree. Often, these laws prohibit smoking in all newly occupied buildings or newly leased units, but either do not address smoking in existing buildings or only apply to a certain percent of units in existing buildings.

Municipalities marked **No** under “All Units Currently Smokefree?” have no buildings required to be 100% smokefree now or in the future. These laws may apply to only a certain percent of units in existing and future buildings, or permit current residents to continue smoking in the building indefinitely (a “grandfather” clause).

Additionally, communities not represented on this list may have local laws that do not address smoking in private units, but restrict smoking in multi-unit housing to a lesser extent, such as by prohibiting smoking in indoor common areas or only on patios and balconies.

Municipality	State	All Units Currently Smokefree?	Min. % of Units Currently Smokefree	Initial Effective Date	Final Effective Date	Min. # of Units	Includes Condos
1. Baldwin Park	CA	Some	80%	6/21/2012	Not Specified	2	Yes
2. Burbank	CA	No	N/S		5/1/2011	N/S	Yes
3. Calabasas	CA	No	N/S		Not Specified	2	No
4. Corte Madera	CA	No	80%	12/2/2014	6/5/2015	2	Yes
5. Dublin	CA	No	75%		1/1/2013	16	N/S
6. Fairfax	CA	No	75%		9/1/2012	4	N/S
7. Fremont	CA	Some	N/S	2/1/2017	Not Specified	2	Yes
8. Glendale	CA	Some	N/S	6/27/2013	Not Specified	2	Yes
9. Lafayette	CA	Some	N/S	2/10/2014	Not Specified	3	Yes
10. Larkspur	CA	No	N/S		Not Specified	2	Yes
11. Loma Linda	CA	No	N/S		Not Specified	2	No
12. Marin County	CA	Some	80%	2/16/2013	Not Specified	2	Yes
13. Oakley	CA	No	N/S	4/1/2014	4/1/2014	2	Yes
14. Pinole	CA	Some	N/S	5/20/2010	Not Specified	2	Yes
15. Pleasant Hill	CA	Some	N/S	5/5/2010	Not Specified	4	No
16. Santa Monica	CA	Some	N/S	11/22/2012	Not Specified	N/S	Yes
17. Sausalito	CA	Some	80%	2/27/2014	Not Specified	2	Yes
18. South Pasadena	CA	Some	80%	3/3/2011	Not Specified	2	Yes
19. Temecula	CA	No	25%		6/7/2012	10	N/S

## **Definitions and Explanatory Notes:**

Communities on the two charts of municipal laws adopted a municipal ordinance to regulate smoking in all (first chart) or some (second chart) types of multi-unit housing.

# = Law will require all multi-unit buildings to be 100% smokefree as of a future date, but currently the law provides partial coverage.

### **Minimum Percent of Units Currently Smokefree:**

The percent of specified multi-unit housing that is currently required to be smokefree:

**100%:** All units in specified multi-unit housing must be smokefree.

**Another stated %:** The stated percent of units in specified multi-unit housing must be smokefree.

**N/S = Not Specified:** The law does not specify the percent of units currently required to be smokefree or the percent of units currently required to be smokefree cannot be determined by how the law is written, such as: applying only to new multi-unit buildings but not to existing multi-unit buildings or designating at certain percentage of units as nonsmoking or limiting smoking to certain buildings or permitting current residents to continue to smoke indefinitely.

### **Initial Effective Date:**

The date when some multi-unit housing must be 100% smokefree. For example, Baldwin Park, CA (marked as Some for *All Units Currently Smokefree*) requires that all newly occupied buildings must be 100% smokefree as of 6/21/2012, which is the Initial Effective Date. Baldwin Park also requires that at least 80% of units in all existing buildings be smokefree. Because existing buildings may never be fully smokefree, the Final Effective Date is "Not Specified."

### **Final Effective Date:**

For communities marked as Yes or Some for All Units Currently Smokefree, the Final Effective Date is when all buildings must be 100% smokefree. For communities marked as No for All Units Currently Smokefree, the Final Effective Date is when the strongest provisions of the law goes into effect.

### **Not Specified:**

The law does not specify when all multi-unit buildings must be completely smokefree, due to provisions such as: law permits current residents to continue smoking indefinitely **or** law applies only to newly constructed buildings **or** law applies only to a certain percent of existing units.

ANR Foundation is actively collecting additional laws. **If you know of local laws that you think should be included on the list**, or want to inquire about additional information on particular laws, please contact the ANR Foundation at [info@no-smoke.org](mailto:info@no-smoke.org) or 510-841-3032.

***May be reprinted with appropriate credit to the American Nonsmokers' Rights Foundation.***

© Copyright 1998 – 2020 American Nonsmokers' Rights Foundation. All rights reserved.

[LS-41]