



# Smoke Free Housing

## **B I S M A R C K**

November 18, 2014



# *Smoke Free!*

**E N V I R O N M E N T**

**Smoking is prohibited in  
common indoor areas & within  
20 feet of public entrances.**

**N.D.C.C. 23-12-9 to 23-12-11**

**BreatheND**

Saving lives, saving money. The voice of the people.



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# Reasons for Adopting smoke free policies

- Protects your property from damage, fires and excessive wear and tear.
- Market supports smoke-free
- It's legal to do
- Saves time and money, it is the healthy decision.



# Your rental property is an investment. Don't let it go up in smoke.

**30% of residential fires in North Dakota were  
in multi-unit dwellings.**

*ND Fire Marshall 2012*

**Multi-unit fires resulted in \$3.7 million  
in damages.**

*ND Fire Marshall 2012*

**WE CAN HELP YOU CREATE A SMOKE FREE  
ENVIRONMENT.**



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[www.smokefreehousingnd.com](http://www.smokefreehousingnd.com)





# How much money do you spend cleaning smokey apartments?

Cigarette smoke leaves sticky yellow residue on tiles. The odor lingers in the walls. Ashes burn into carpets.

**“As a landlord, there are less maintenance costs with a smoke free policy.”**

Dwight Barden, Executive Director of Burleigh County Housing

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# Secondhand Smoke



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# How much can secondhand smoke damage costs?

	Non-Smoking	Light Smoking	Heavy Smoking
General Cleaning	\$240	\$500	\$720
Paint	\$170	\$225	\$480
Flooring	\$50	\$950	\$1,425
Appliances	\$60	\$75	\$490
Bathroom	\$40	\$60	\$400
<b>total</b>	<b>\$560</b>	<b>\$1,810</b>	<b>\$3,515</b>

Data reflects surveys from housing authorities and subsidized housing facilities in New England.

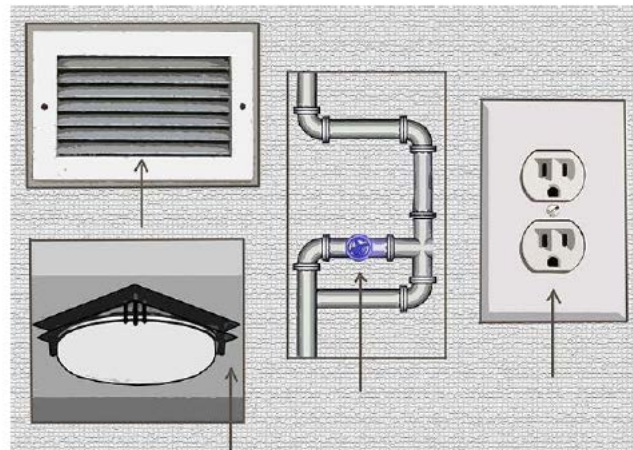
Collected and reported by Smoke-Free Housing New England, 2009. This information is courtesy of the National Center of Healthy Housing.



# Tobacco Smoke Travels

“Tobacco smoke travels from its point of generation in a building to all other areas of the building. **It has been shown to move through light fixtures, through ceiling crawl spaces, and into and out of doorways.** Building occupants are at risk for irritant, allergic, acute and chronic cardiopulmonary and carcinogenic adverse health effects.”


John Howard, M.D., Chief of the CA Division of OSHA



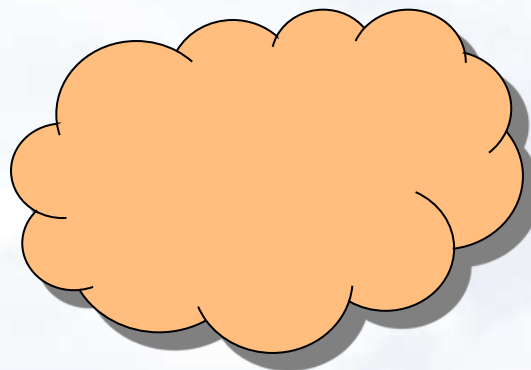




# Smoke Busters



Air Cleaners and Smoke Eaters  
ARE NOT protection against the  
health hazards of secondhand  
smoke.



# ASHRAE Health Warning

*“At present, the only means of effectively eliminating health risk associated with indoor exposure is to ban smoking activity.”*



American Society of Heating, Refrigerating & Air Conditioning Engineers (ASHRAE), June 2005



# There are No rights to smoke

- No Federal or State law prohibits a property owner from implementing smoke-free policy for their building and grounds.
- Legal research demonstrated smoke-free policies are legal.
- As the HUD Legal Counsel letter stated: “The right to smoke or not to smoke is **not a right that is protected under the Civil Rights Act** of 1964 because smokers are not a protected class under federal law.”



# Most tenants want to live in smoke free housing

**67% of tenants would drive 10 minutes farther to work in order to live in a smoke free building.**

Roswell Park Cancer Institute-Department of Health Behavior

**“As property managers we are always striving to make our residents as comfortable as possible. A non-smoking building helps provide this environment for us.”**

Justin Hammer - IRET Properties

**WE CAN HELP YOU CREATE A SMOKE FREE ENVIRONMENT.**



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[www.smokefreehousingND.com](http://www.smokefreehousingND.com)





# Economics: Market is there




## The market for smoke-free housing is huge

- About 83% of ND residents *do not* smoke
- 76% of Bismarck renters would prefer to live in a smoke free building
- Many smokers don't want smoke in home



# Secondhand smoke problem

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- There is no risk-free level of exposure to secondhand smoke. Breathing even a little secondhand smoke can be harmful.
  - The only way to fully protect yourself and your loved ones from the dangers of secondhand smoke is through 100% smoke-free environments.

**Surgeon General's Report on Secondhand  
Smoke, issued June 27, 2006**




# Legal Liability

- Residents negatively impacted by secondhand smoke actually have the right to **seek legal action against owners** who do not make adequate provisions to protect them from second hand smoke.



# Transitioning to Smoke-Free

- 
1. Develop the Smoke-free Rule  
[www.smokefreehousingND.com](http://www.smokefreehousingND.com)
  2. Establish a Date
  3. Educate your Residents  
(letter/meeting)
  4. Implement the Rule
    - a. New leases
    - b. Current leases



# Transitioning to Smoke-Free: Adopt New Lease Language

- To implement a smoke-free policy in a multi-unit dwelling:
  - Add no smoking provisions to the leases for apartment complexes or to the “house rules” in public Housing Authority buildings




# Enforcement of Smoke-Free Policies

- Private and public multi-unit owners uniformly report that enforcement is not an issue
- Residents can be your best allies
- Violators of the smoke-free rule are most likely to be violators of other rules
- Prompt, consistent action will send a clear message



# Tips for Enforce the Rule

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- Advertise the units as smoke-free to attract residents, talk to prospective residents about the rule when showing the property.
  - Post signs in the building and on property
  - Remove all ashtrays and clean up any tobacco litter
  - Respond quickly and consistently to violations
  - Use the same warning/enforcement methods for smoking rule violations as you use for any other violations.
  - Provide smokers who are interested in quitting with information on how to quit smoking.



Are you a  
property owner  
or landlord?



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## A Smart Investment

- Lower your cleaning costs by going smoke free.
- Reduce your risk of fire damage.
- **76%** of Bismarck renters would prefer to live in a smoke-free building.

Contact us for free information on how you can adopt a smoke-free policy for your apartments, condominiums, and other multi-housing buildings.

Bismarck-Burleigh Public Health  
Phone: 701-355-1597  
Website: [SmokefreehousingND.com](http://SmokefreehousingND.com)

Brought to you by Bismarck-Burleigh Public Health and Breathe ND



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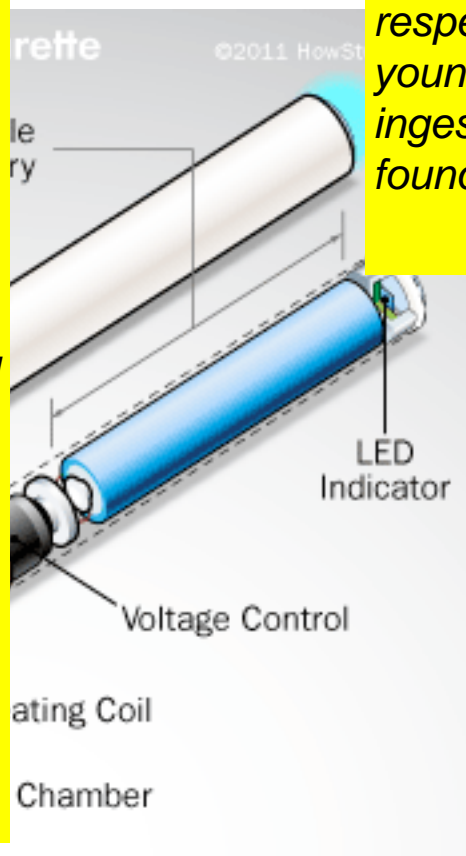


## ***E-cigarettes companies ARE tobacco companies!***

- **Lorillard** bought Blue in 2012; also Acuted SkyCig, in 2013.
- **RJ Reyonlds** make Vuse and markets them with television ads in Colorado and Utah.
- **Altria Group** (Philip Morris) introduced MarkTen in June 2013 and is test-marketing it in Indiana; also acquired GreenSmoke, in 2014.
- **British American Tobacco** markets Vype in UK and has aquited CN Creative.
- **Swisher International** makes e-cigars.

## **ALARMING!**

*Calls to poison control centers related to e-cigarettes are on a rapid rise, particularly with respect to cases involving young children who have ingested the liquid nicotine found in e-cigarette cartridge.*



## E-Cigarettes That Don't Look It

Like a cigarette, e-cigarettes, e-hookahs and vape pens can be nicotine delivery devices. Unlike a cigarette, these are unregulated by the F.D.A. They come in a variety of flavors, like Belgian waffle, vanilla cupcake, and peppermint blast.

Cigarette



e-Cigarettes



**Njoy**

Traditional Flavor



**Blu**

Regular

*Flavors come in a variety of "smoke juices"*

e-Hookahs



**Imperial Hookah**

Strawberry Margarita

*Label states nicotine content*



**King eHookah**

Grape Apple

*Label says "This product contains nicotine" and later "no nicotine"*

# What is in e-cigarettes?

## VOC's

1. Acetone
2. Cresol
3. Xylene
4. Styrene
5. Ethyl Alcohol
6. Acetaldehyde

**JUST  
VAPE**

## Cancer Causing Agent

1. B-nicotyrine
2. Formaldehyde
3. Nitrosamines
4. Nicotine

## Chemicals

1. Diethylene glycol
2. Propylene glycol

**SMOKING  
KILLS**

**7,000 chemicals,  
69 cause cancer**

MIKE SIREN PHOTOGRAPHY

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ELMARIK



# Cigarette-caused Fires



## Nationally:

- Smoking was the cause of just 9% of apartment fires, but
- Smoking was the cause of 40% of deaths from apartment fires, and
- Smoking was the cause of 16% of injuries from apartment fires

NFIRS, 2002