

**3359-20-05.5 Health services and restrictions on smoking, alcoholic beverages and drugs.**

(A) Restrictions on smoking and alcoholic beverages.

(1) Controlled smoking policy.

- (a) The board of trustees, pursuant to its authority set forth in R.C. 3359.03 and R.C. 3345.21, and consistent with the provisions of R.C. 3791.03.1, designates the following areas as “no smoking” areas:

All “places of employment” as included within that term by R.C. 3794.01, including but not limited to all offices, meeting rooms, sales, production and storage areas, restrooms, stairways, hallways, warehouses, garages, and vehicles; all “Enclosed Areas” as included within that term by R.C. 3794.01, including but not limited to an area with a roof or other overhead covering of any kind and walls or side coverings of any kind, regardless of the presence of openings for ingress and egress, on all sides or on all sides but one; and all “Outdoor patios” as included within that term by R.C. 3794.01, including but not limited to an area that is either: enclosed by a roof or other overhead covering and walls or side coverings on not more than two sides; or has no roof or other overhead covering regardless of the number of walls or other side coverings. An “enclosed area” as described in R.C. 3794.01 is a place of employment without regard to the time of day or the presence of employees.

- (b) University police, with the assistance of the director of environmental and occupational health and safety shall designate no smoking areas by the placement of signs that are clearly visible and that state “no smoking” as required by R.C. 3794.06. “No Smoking” signs or the international “No Smoking” symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a red bar across it) shall be conspicuously posted in every public place and place of employment where smoking is prohibited by this chapter, including at each

entrance to the public place or place of employment. Signs shall be of sufficient size to be clearly legible to a person of normal vision throughout the areas they are intended to mark. All signs shall contain a telephone number for reporting violations.

- (c) No person shall remove signs from areas designated as “no smoking” areas.
  - (d) Whoever violates paragraph (A)(1)(a)(i) of this rule, which is codified as section 3791.03.1 of the Revised Code of Ohio, may be prosecuted for a minor misdemeanor.
  - (e) In addition to any other action authorized by law, students who violate any provision of this policy shall be subject to disciplinary action pursuant to the student disciplinary code.
  - (f) In addition to any other action authorized by law, employees who violate any provision of this policy shall be subject to disciplinary action, up to and including a one hundred dollar fine for each violation beyond the initial violation.
  - (g) In addition to any other action authorized by law, visitors to the campus who violate any provision of this policy may be requested to leave the property of the university of Akron, or be subject to arrest for trespass.
  - (h) Reports of violations may be made to university police, the associate vice president and dean of student life, the director of environmental and occupational health and safety, or the executive director of human resources.
  - (i) The sale of cigarettes or other tobacco products is prohibited on property owned, leased, or operated by the university of Akron.
- (2) All sales or consumption of alcoholic beverages on property owned, leased or operated by the university of Akron shall be in accord with the laws of the state of Ohio. Unless authorized upon

written application to the president, or pursuant to applicable permits, alcoholic beverages shall not be available at events held on university property. The consumption of alcoholic beverages in private residence hall rooms by the occupants or guests shall conform to Ohio law in all respects.

(B) Health services.

- (1) The student health service in the student wellness and recreation center provides emergency treatment for minor illnesses and injuries to university faculty and staff.
- (2) The following procedures are to be followed in reporting about any student, faculty member, staff member, or visitor who becomes unconscious, has an accident, or becomes seriously ill while on campus.
  - (a) Call university police, and describe the nature of the illness or injury. Give your name and the name of the patient, if known, and the location of the patient.
  - (b) The dispatcher will call an ambulance if it is advisable, or the police officer after arriving will call an ambulance if it is needed.
  - (c) In case of any other illness, call university police, and request that the person be taken to the health services.

(C) It shall continue to be the policy of the university of Akron to maintain a drug-free workplace. Recognizing that illegal drug use poses health and safety hazards to employees and to the community at large, the possession or use of illegal drugs on any university property and at any other location where employees are conducting university business is prohibited. (See rule 3359-47-02 of the Administrative Code for the university's drug-free workplace policy and see rule 3359-47-01 of the Administrative Code for the university's alcohol policy.)

Effective: June 25, 2007

Certification:

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Ted A. Mallo  
Secretary  
Board of Trustees

Prom. Under: 111.15

Rule Amp.: Ch. 3359.01

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