

**Study Issues Status Report
Office of the City Attorney**

Continuing Study Issues

Number	Name <i>Continuing Status</i>
OCA 14-03C (b)	<p>(a) Clarify Inclusion of Electronic Cigarettes in Smoking Regulations; (b) Expand Smoking Regulations to Prohibit Smoking near Doorways and Outdoor Areas of Retail and Commercial Businesses</p> <p><i>Status Report on Council Study Issue OCA 14-03 (b) Expand Smoking Regulations to Prohibit Smoking near Doorways and Outdoor Areas of Retail and Commercial Businesses:</i></p> <p><i>This study was amended by Council on March 18, 2014 to provide more direction to staff about expanding the current smoking regulations to prohibit smoking within a specified distance of windows and doorways of retail and commercial businesses. At that time, Council directed staff to include within the existing study the prohibition of smoking in outdoor dining areas.</i></p> <p><i>Due to the expanded scope, a lack of existing funding, and staff vacancies in DPS, this study was continued to 2015. The study has significant public outreach and research components because it would affect all businesses within the City and many members of the public. The study is expected to cost \$50,000 and staff has, since March 2014, been working with Santa Clara County Public Health to secure grant funding. No grant funding was made available in 2014; however, Santa Clara County Public Health just notified the City (December 2014) that it is likely that grant funding will be available in mid-2015. This funding is necessary to begin the study; should grant funding not materialize, Council could choose to allocate general fund dollars to complete this study as part of the FY 2015/16 Budget process.</i></p> <p><i>Council recently proposed a 2015 study issue to prohibit smoking inside all units and in common areas of multi-family residences. If Council ranks this issue in January 2015, it is recommended that it be combined with OCA 14-03 (b). Combining the two studies would not result in a delay of either study; however, the completion of both studies is dependent upon funding. Should funding be secured by July 1, either/both studies could be completed in 2015.</i></p> <p><i>(OCA 14-03 (a) Clarify Inclusion of Electronic Cigarettes in Smoking Regulations was completed on March 18, 2014.)</i></p>

Completed Study Issues

Number	Name	Status
OCA 14-03 (a)	Clarify Inclusion of Electronic Cigarettes in Smoking Regulations	Completed 3/18/14