

ORDINANCE 2015 -09-617

Prohibiting the Use of E-cigarettes in/near County Buildings and Vehicles

An Ordinance Amending the General Code of the County of Lincoln (Section 9.04 – smoking/e-cigarettes prohibited in County vehicles, buildings and within close proximity to building entrances)

The County Board of Supervisors of Lincoln County, Wisconsin, does hereby ordain:

9.04(1)(a) is created to read as follows:

(1) WISCONSIN STATUTORY PROVISIONS RELATING TO SMOKING REGULATION ADOPTED. The statutory provisions set forth in §101.123, Wis. Stats., as well as 2009 Wisconsin Act 12 including penalties to be imposed and procedures for prosecution are adopted by reference and made part of this chapter, including all existing and future amendments made thereto.

(a) Buildings and vehicles owned or Leased by County - Smoking Definition Expanded. As it pertains to buildings and vehicles owned or leased by County, the above referenced statutory definition of smoking is expanded to mean inhaling, exhaling, burning or carrying any lighted or heated cigar, cigarette, pipe, or any other lighted or heated tobacco or plant product intended for inhalation, including hookahs and marijuana, whether natural or synthetic, in any manner or in any form. "Smoking" shall include the use of an electronic delivery device which creates an aerosol or vapor, in any manner or in any form, or the use of any oral smoking device for the purpose of circumventing the prohibition of smoking in this ordinance.

- 1. Definition of Electronic Delivery Device.** "Electronic Delivery Device" shall mean any product containing or delivering nicotine or any other substance intended for human consumption that may be used by a person to simulate smoking through inhalation of vapor or aerosol from the product. "Electronic Delivery Device" shall include any such device, whether manufactured, distributed, marketed, or sold as an e-cigarette, e-cigar, e-pipe, e-hookah, or vape pen, or under any other product name or descriptor.

Dated this 15th day of September, 2015.

Fiscal Impact: unknown cost of enforcement  
Introduced by Board of Health  
Passed on August 25, 2015, 7-0


Drafted by: N.L.Bergstrom, Corporation Counsel

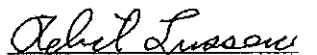
Motion by: Loka				
Second by: Caylor				
Dist.	Supervisor	Y	N	Abs
13	Alber			
19	Allen			
10	Baughan			
11	Breitenmoser			
1	Caylor			
12	Gilk			
4	Hetfeld			
17	Koth			
15	Lee			
16	Loka			
14	Lussow			
21	Pike			
8	Plant			
18	Powell			
22	Reichelt			
7	Rusch			
3	Schwartzman			
5	Swanson			
20	Vander Sanden			
2	Weaver			
6	Woller			
9	Zeitz			
Totals				
Carried				
Defeated				
Amended				
Voice vote				
Roll call				

STATE OF WISCONSIN )  
 ) SS:  
COUNTY OF LINCOLN )

I hereby certify that this resolution/ordinance is a true and correct copy of a resolution/ordinance adopted by Lincoln County Board of Supervisors on:

September 15, 2015

  
Christopher J. Marlowe,  
County Clerk

  
Robert Lussow, County Bd Chair

