

## § 76511. Smoking.

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- (a) Clients shall be permitted to smoke in bed only when a facility staff member or responsible adult is present to ensure safety against fire hazards.
- (b) The facility shall provide designated areas for smoking. The designated areas shall be under the periodic observation of facility personnel or responsible adults. This does not preclude the designation of the client rooms as smoking areas.
- (c) The facility shall provide a designated area for nonsmoking clients. Such designated area shall be identified by prominently posted “No Smoking” signs.
- (d) Smoking or open flames shall be prohibited in all rooms or spaces where oxygen cylinders are stored or where oxygen is in use. Such rooms or spaces shall be identified with “No Smoking” or “No Open Flame” signs prominently posted.
- (e) The facility shall make every reasonable effort to assign clients to rooms according to the client's nonsmoking or smoking preference.

Note: Authority cited: Section 208 (a), Health and Safety Code. Reference: Section 1276, Health and Safety Code.

22 CCR § 76511, 22 CA ADC § 76511