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GOVERNOR

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**CCL INFORMATION RELEASE NO. 2010-01**

REASON FOR THIS TRANSMITTAL

- State Law Change
- Federal Law or Regulation Change
- Court Order
- Initiated by CDSS

TO: ALL CHILDREN’S RESIDENTIAL PROGRAM STAFF

SUBJECT: **PROHIBITING SMOKING IN VEHICLES WITH MINOR PASSENGERS AND IN CERTAIN CHILDREN’S COMMUNITY CARE FACILITIES**

Senate Bill 7 (Chapter 425, Statutes of 2007) made it unlawful to smoke a pipe, cigar or cigarette containing tobacco or any other plant material in a motor vehicle whether in motion or at rest when a minor is present. The Department has developed regulations to ensure that foster children are protected from the risks and toxic exposure of secondhand smoke from a pipe, cigar, or cigarette containing tobacco or any other plant which can cause health problems. These regulations will also implement a mandatory nonsmoking requirement on building and grounds for Small Family Homes, Group Homes, Group Homes for children under the age of six, and Transitional Housing Placement Programs.

Licensing staff are to read and become familiar with these new regulations which include California Code of Regulations, Title 22, Sections 83074, 83087, 84074, 84087, 84274, 86074, 86087, 86574, and 89374. The Field Automation System has been updated with these new regulations. For quick reference, the new regulations with handbook provisions can be obtained from the Office of Regulations Development website at: <http://www.dss.cahwnet.gov/ord/ORD%20No.%200409-04.htm>.

If you have any questions or need further information, please contact Marisa Sanchez, Children’s Residential Policy Analyst, (916) 323-1372 or [Marisa.Sanchez@dss.ca.gov](mailto:Marisa.Sanchez@dss.ca.gov).

Sincerely,

*Original signed by Jeffrey Hiratsuka*

JEFFREY HIRATSUKA  
Deputy Director  
Community Care Licensing Division