

Basic Rules for Smoke Free Housing: Do's, Don't, Mays

See HUD PIH Notice 2012-21, "Further Encouragement for O/As to Adopt Optional Smoke-Free Housing Policies", October 26, 2012, pp. 3 & 4

Smoke Free Buildings

MUST NOT

- Ask at application or recertification if any household member smokes
- Deny occupancy to anyone otherwise eligible because they smoke or don't smoke
- Maintain separate wait lists for smokers and non-smokers
- Require existing smokers to move out of the property or to transfer from their unit to another unit

Smoke Free Buildings

MUST

- Inform applicants that a building is smoke-free
- For existing tenants who have completed the lease term, provide at least 30 days notice prior to implementing the new smoke-free policies
- For existing tenants who have not completed an initial lease term, provide at least 60 days notice prior to the end of the lease of the new smoke-free policies

Smoke Free Buildings

MAY

- Grandfather existing tenants – allow them to continue to smoke within their unit
- Establish smoke-free wings, buildings, floors or units
 - BUT, must offer units to next eligible wait list person regardless of whether they smoke
 - AND must inform applicants that the area is totally smoke-free