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# THE TOBACCO INSTITUTE

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SUSAN M. STUNTZ  
Senior Vice President  
Public Affairs  
202/457-9354

April 5, 1993

Ms. Tina Walls  
Director, Government Affairs  
Philip Morris U.S.A.  
120 Park Avenue  
New York, New York 10017

Dear Tina:

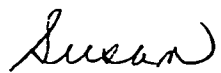
To close the books on the request you'd made with regard to letters opposing California AB 13, I enclose five letters that labor locals -- and one individual who recently retired as the chief lobbyist for the Machinists and who is still a registered voter in California -- sent to the committee chairman:

- . Machinists Local 93 in San Jose
- . Retired IAM Political Director William Holayter
- . Western States Council of Sheet Metal Workers
- . BC&T Local 85 in Sacramento
- . BC&T Local 37 in City of Commerce

As I had indicated over the telephone, the fact that the head of the building trades department of the State AFL-CIO had declared himself in support of his President's position added to the difficulty of the task.

I hope, however, these letters were of some help.

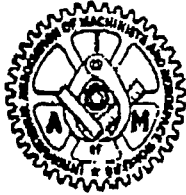
Sincerely,



Susan M. Stuntz

Enclosures

cc: Ron Morris



Affiliated with the  
AFL-CIO

Lodges Affiliated with District:  
TECHNICAL and OFFICE WORKERS No. 322  
MACHINISTS No. 504  
ELECTRONIC No. 547  
MACHINISTS No. 568  
MACHINISTS No. 585  
AUTO MECHANICS No. 1101  
SALINAS LOCAL No. 1824  
WATSONVILLE LOCAL No. 1830  
SANTA CRUZ LOCAL No. 1863

Form 9-A

INTERNATIONAL ASSOCIATION of MACHINISTS  
and AEROSPACE WORKERS  
DISTRICT LODGE 93

Phone 408-723-4900

Room 200

2102 Almaden Road

SAN JOSE, CALIFORNIA 95125

.. 23 ..

March 30, 1993

Assemblyman John Vasconcellos  
Chair, Assembly Ways and Means Committee  
6026 Capitol Building  
Sacramento, CA 95814

Dear Assemblyman Vasconcellos:

I am writing at this time, with regard to Assembly Bill 13, which would mandate a total workplace ban on smoking. On behalf of our members in the Santa Clara, San Benito, Santa Cruz, and Monterey County area, I am asking you to oppose this measure.

While we are certainly concerned about health and safety in the workplace, we feel that it is inappropriate to single out only one aspect of indoor air pollution. We would support a comprehensive effort by Cal OSHA to regulate ventilation that would adequately deal the myriad of chemical substances that constitute indoor pollutants which workers are subjected to on a daily basis.

At present, we feel that the issue of smoking in the workplace can best be dealt with through the process of collective bargaining, allowing us and other Unions to negotiate a fair policy that encompasses the rights of smoking and non smoking workers alike, including provision of separate, well ventilated, clearly defined smoking areas where necessary.

Thank you for your consideration in this matter, your vote to oppose Assembly Bill 13 would be greatly appreciated.

Very truly yours,

Sam M. Saiu  
Business Representative  
I.A.M. & A.W., District Lodge 93

SMS:sg  
opaiu 29  
afl-cio

cc: Ways and Means Committee Members  
Assemblyman Terry Friedman

March 29, 1993

Assemblyman John Vasconcellos  
Chair, Assembly Ways and Means Committee  
6026 Capitol Building  
Sacramento, CA 95811

Dear Assembly Vasconcellos:

I don't know if you remember me, but I was a Business Agent for District Lodge No. 93 of the International Association of Machinists and Aerospace Workers in the late 1960's. I was transferred to Washington, D.C. to become the Director of the I.A.M.'s Legislative and Political Action Department. All this time, I maintained my voting residence in San Jose and I am still a registered voter in San Jose and have been retired since May 01, 1992.

I write this to you to identify myself to you.

However, the main reason I am writing to you is to oppose Assembly Bill 13.

I am sure that you have already been given many reasons why this bill should not be passed or become law by other Union officials in California, so I won't bore you with these details.

What I would like to point out to you is the National AFL-CIO's position on this subject, a copy of which I have enclosed.

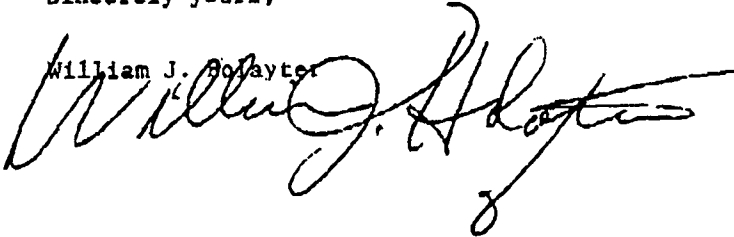
You must realize that we in the labor movement must represent all workers, smokers and non-smokers alike. We have had to deal with this problem and others like it for a long time. We have found the best way to deal with the problem of smoking in the work place is on a case by case basis with the problem being worked out between the workers, their representatives, and management. In that way we can represent the interests of smokers and non-smokers alike.

I would draw your attention especially to paragraph five of the "Statement of the AFL-CIO Executive Council on Smoking and the Workplace" and in particular to the sentence that states "The AFL-CIO believes that issues related to smoking on the job can best be worked out voluntarily in individual work places between labor and management in the manner that protects the interests and rights of all workers and not by legislative mandate.

I would like to know your thoughts on this subject. You can write to me at:  
1944 Jonathan Avenue San Jose, CA 95125.

Sincerely yours,

William J. Boyette



# WESTERN STATES COUNCIL

CALIFORNIA - ARIZONA - NEVADA - HAWAII  
SHEET METAL WORKERS INTERNATIONAL ASSOCIATION  
5150 SUNRISE BOULEVARD, #3  
FAIR OAKS CALIFORNIA 95628  
PHONE (916) 965-1557



## M E M O

**TO:** Assembly Member John Vasconcellos, Chair  
Assembly Ways and Means Committee

**FROM:** David W. Peel, Executive Administrator  
Western States Council of Sheet Metal  
Workers

**SUBJECT:** AB 13 (SMOKING BAN) Terry Friedman

- LOCALS  
AFFILIATED**
- No. 28  
RENO
  - No. 88  
LAS VEGAS
  - No. 102  
CORONA
  - No. 104  
SAN FRANCISCO
  - No. 108  
LOS ANGELES
  - No. 162  
SACRAMENTO
  - No. 170  
LOS ANGELES
  - No. 206  
SAN DIEGO
  - No. 279  
SANTA BARBARA
  - No. 285  
HONOLULU
  - No. 359  
PHOENIX
  - No. 371  
FRESNO
  - No. 481  
LOS ANGELES
  - No. 495  
PHOENIX

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The Western States Council of Sheet Metal Workers is opposed to  
AB 13 (T. Friedman).

We believe a statewide policy on smoking is appropriate but  
disagree with a total ban. If smoking is to be regulated on a  
stateside basis, a reasonable accommodation for smokers can and  
should be provided for in AB 13 without impairing the health of  
non-smokers.

In his testimony before the Assembly labor and Employment  
Committee on March 3, 1993, Mr. Alex Willman, a registered  
mechanical engineer representing NEMI (National Energy  
Management Institute), testified to his experience with property  
engineered air ventilation systems that can be protective of non-  
smokers. Mr. Willman has worked with the American Federation  
of Government Employees Union, Blue Cross and Blue Shield,  
and other organizations to successfully accommodate smokers and  
non-smokers in public accommodations. Smoking is just one indoor  
air contaminant accounting for approximately 2-4% of poor indoor  
air quality. The technology currently exists for employers to install  
cost effective ventilation systems that meet scientifically acceptable  
indoor air quality standards. Many businesses, particularly  
restaurants, have already invested in those systems in order to  
accommodate smokers and non-smokers and to protect workers  
from "sick building syndrome."

"Sheet Metal Work for Sheet Metal Workers"

Furthermore, the total ban will have a severely detrimental impact on tourism, travel, restaurants, hotels/motels, etc. which comprise a significant portion of California's economic base. Do we really need to add another problem for business in California?

Finally, we point out that local law enforcement agencies will be responsible for administering the smoking ban program rather than Cal-OSHA. In addition to the financial burden of either enforcement approach, we are opposed to shifting a worker safety issue such as indoor air quality away from the appropriate enforcement agency, Cal-OSHA.

AB 13 as presently proposed is overkill. Reasonable accommodation is possible through cost-effective ventilation. We strongly urge the members of the Assembly Ways and Means Committee to withhold passage until all interested concerns are addressed.

DWP:gh

Page Two

TI17730844



# BAKERY, CONFECTIONERY AND TOBACCO WORKERS INTERNATIONAL UNION OF AMERICA, LOCAL No. 85

7125 GOVERNORS CIRCLE • SACRAMENTO, CALIFORNIA 95823 • TELEPHONE (916) 393-7233

PHONE OUTSIDE SACRAMENTO AREA 1-800-433-6006

March 22, 1993

Assemblyman John Vasconcellos  
Chair, Assembly Ways and Means Committee  
6026 Capitol Building  
Sacramento, California 95814

Dear Assemblyman Vasconcellos:

I am writing to oppose Assembly Bill 13 on behalf of the members of the Bakery, Confectionery and Tobacco Workers Union Local 85. Our members are employed in bakeries throughout Sacramento and Central Valley.

The legislature should not add another enforcement mandate to local law enforcement staff at a time when agencies are being cut back and crime is rampant in our communities. Furthermore, workplace health and safety issues should be administered by CAL-OSHA which is also severely underfunded.

Despite the appearance of being clean and safe, many of the newest buildings featuring tightly sealed, double-glazed windows, and computer-controlled heating, ventilation, and air conditioning systems may be the most dangerous facilities for workers. Hydrocarbons that seep from copy machines, cleaning solvents, paint fumes, and molecules of formaldehyde and other toxic substances that rise from new carpets, paneling, and room partitions are all trapped inside heating and air conditioning systems that are often turned off at night and on weekends in order to save energy.

Since there are a number of substances that are proven pollutants of indoor air, we do not believe it is appropriate to target one aspect of indoor air quality without addressing the problem as a whole. We believe that the legislature should require employers to maintain proper ventilation systems in order to provide an adequate supply of fresh air that will ensure all workers a safe job site. Through collective bargaining and relationships with individual employers, many of our facilities have created separate ventilated areas to accommodate smokers and non-smokers.

Again, we urge you to vote no on Assembly Bill 13 as it is currently written.

Sincerely,

James W. Moller  
Secretary Treasurer

cc: Assemblyman Terry Whelan Ways and Means Committee ✓

TI17730845



LOCAL 37

**Bakery, Confectionery & Tobacco Workers'**

INTERNATIONAL UNION, AFL-CIO, CLC

6901 E. WASHINGTON BOULEVARD, CITY OF COMMERCE, CALIFORNIA 90040  
TELEPHONE (213) 722-3790 • FAX (213) 589-4598

March 23, 1993

Assemblyman John Vasconcellos  
Chair, Assembly Ways and Means Committee  
6026 Capitol Building  
Sacramento, CA 95814

Dear Assemblyman Vasconcellos:

Our local represents workers in bakeries throughout Southern California. I am writing to encourage you to vote no on Assembly Bill 13.

We are very concerned about the impact of this measure on the business and economic climate in our area, which relies heavily on tourism, hospitality, and entertainment business. The definition of workplace will mean that smoking in bars, hotel rooms, and private parties and banquets will all be prohibited. Small business owners will suffer greatly if this measure is enacted.

Rather than a total ban on smoking, we believe that we should allow employers to install efficient and cost effective ventilation systems that will provide a higher level of overall indoor air quality for all workers.

In addition to these items, we do not think that our already overwhelmed law enforcement system should be required to enforce another new mandate. With crime, gangs, and drugs running rampant in our communities, our police officers should not have to respond to disputes over a policy such as this.

Sincerely,

William B. Walton,  
President

WBW:lc  
opsiu #30

cc: Ways and Means Committee Members ✓  
Assemblyman Terry Friedman

TI17730846