

Daingerfield SHS Ordinance Profile by Protection Level, Setting Details, and Enforcement and Penalties

INDIVIDUAL MUNICIPALITY ORDINANCE BACKGROUND			
Municipality	Daingerfield	Population	2,560
County	Morris	Public Health Region	4
History	Current	Passage Date	2/28/2000
PROTECTION LEVEL			
SETTING			
Municipal Worksites	Mixed	Bars – In Restaurants	No coverage
Private Sector Worksites	No coverage	Bars – Not in Restaurants	No coverage
Restaurants	No coverage		
*100% Smoke Free (5) - No smoking allowed in a particular setting; Moderate (4) - Designated smoking areas are allowed if separately ventilated; Mixed (3) - Coverage is partial due to exceptions, ambiguities, or legal issues; Limited (2) - Designated smoking areas allowed or required; No Coverage (1) - No restrictions on smoking. Minor exceptions may exist.			
DEFINITION OF SMOKING			
Smoking defined as: Cigar, cigarette, pipe, any other lighted tobacco equipment or device; or other combustible substance in any manner or form; or similar article of any kind			
SETTING DETAIL			
BARS		In Restaurants	Not in Restaurants
Bars Defined by % of Sales of Alcohol		No	No
Age Restriction		No	No
Restriction for outdoor seating		No	No
If bars are stated, but no distinction made between bars located in restaurants and/or those not in restaurants, it is assumed that restrictions and/or exemptions apply equally to both.			
WORKSITES		Municipal	Private
Exemption for minimum number of employees		No	No
Number of Employees			
Non-retaliation		No	No
Non-smoker's rights		No	No
Written policy		No	No
Signage		Yes	Yes
RESTAURANTS		RADIUS FROM OUTSIDE DOORS	
Exemption for minimum seating	No	Exempt	No
Number of seats		Restriction	No
Signage	Yes	Distance in Feet	
Restriction for outdoor seating	No		
ENFORCEMENT AND PENALTIES			
ENFORCEMENT			
Enforcement Authority:	None		
PENALTY		To Business	To Smoker
Penalty		No	Yes
Fine		No	No
Minimum/Maximum		\$0/\$0	\$0/\$0
Increase for Subsequent Fine		No	No
Minimum/Maximum for 2 nd Offense		\$0/\$0	\$0/\$0
Minimum/Maximum for 3 rd Offense		\$0/\$0	\$0/\$0
Minimum/Maximum for Subsequent Offenses		\$0/\$0	\$0/\$0
Other Penalties		No	Yes
Loss of License (business) or Violation Notice (smoker)		No	No
Criminal Charge		No	Yes
Increase in Other Penalties for Subsequent Offenses		No	No
NARRATIVE SUMMARY			
Protection is mixed in municipal, with designated smoking areas allowed if separately ventilated. However, coverage is partial due to exceptions, ambiguities, or legal issues. No protection is provided in private worksites, restaurants, bars in restaurants and bars not in restaurants. Penalties exist for violations by smokers. No enforcer is named.			