

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

INDIVIDUAL MUNICIPALITY ORDINANCE BACKGROUND

Municipality	Dallas	Population	1,197,816
County	Dallas	Public Health Region	3
History	Current	Passage Date	11/9/2016

PROTECTION LEVEL

SETTING

Municipal Worksites	100% Smoke Free	Bars – In Restaurants	100% Smoke Free
Private Sector Worksites	100% Smoke Free	Bars – Not in Restaurants	100% Smoke Free
Restaurants	100% Smoke Free		

*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 device that contains lighted or burning tobacco or tobacco products

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	Yes	Yes

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
Number of seats		Restriction
Signage	Yes	Distance in Feet
Restriction for outdoor seating	Yes	15

ENFORCEMENT AND PENALTIES

ENFORCEMENT

Enforcement Authority: Other

PENALTY	To Business	To Smoker
Penalty	Yes	Yes
Fine	Yes	Yes
Minimum/Maximum	\$0/\$200	\$0/\$200
Increase for Subsequent Fine	No	No
Minimum/Maximum for 2 nd Offense	\$0/\$200	\$0/\$200
Minimum/Maximum for 3 rd Offense	\$0/\$200	\$0/\$200
Minimum/Maximum for Subsequent Offenses	\$0/\$200	\$0/\$200
Other Penalties	No	No
Loss of License (business) or Violation Notice (smoker)	No	No
Criminal Charge	No	No
Increase in Other Penalties for Subsequent Offenses	No	No

NARRATIVE SUMMARY

Smoking is prohibited (100% smoke free) in municipal worksites, private worksites, restaurants, bars in restaurants and bars not in restaurants. Fines up to \$200 exist for violations by businesses and smokers. The director of the department designated by the city manager to enforce and administer this ordinance is the enforcer.