

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

INDIVIDUAL MUNICIPALITY ORDINANCE BACKGROUND			
Municipality	Mabank	Population	3,035
County	Kaufman	Public Health Region	3
History	Current	Passage Date	6/7/2011
PROTECTION LEVEL			
SETTING			
Municipal Worksites	No coverage	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: none			
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	No	No	
RESTAURANTS	RADIUS FROM OUTSIDE DOORS		
Exemption for minimum seating	No	Exempt	No
Number of seats		Restriction	No
Signage	No	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			
No protection is provided in municipal worksites, private worksites, restaurants, bars in restaurants, and bars not in restaurants. Prohibits smoking in city baseball, soccer, and football fields and the rodeo arena during activities. Penalties exist for violations by smokers. No enforcer is named.			