

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

INDIVIDUAL MUNICIPALITY ORDINANCE BACKGROUND			
Municipality	Schulenburg	Population	2,852
County	Fayette	Public Health Region	7
History	Current	Passage Date	10/5/2009
PROTECTION LEVEL			
SETTING			
Municipal Worksites	100% Smoke Free	Bars – In Restaurants	No coverage
Private Sector Worksites	Mixed	Bars – Not in Restaurants	No coverage
Restaurants	Mixed		
*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, marijuana produce (natural or synthetic), pipe, any other lighted smoking equipment or device			
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		Yes
Minimum/Maximum	\$0/\$0		\$0/\$2000
Increase for Subsequent Fine	No		No
Minimum/Maximum for 2 <sup>nd</sup> Offense	\$0/\$0		\$0/\$2000
Minimum/Maximum for 3 <sup>rd</sup> Offense	\$0/\$0		\$0/\$2000
Minimum/Maximum for Subsequent Offenses	\$0/\$0		\$0/\$2000
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. No protection is provided in private worksites, restaurants, bars in restaurants, and bars not in restaurants. Fines up to \$2,000 exist for violations by smokers. No enforcer is named.			