

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

INDIVIDUAL MUNICIPALITY ORDINANCE BACKGROUND			
Municipality	Springtown	Population	2,658
County	Wise and Parker	Public Health Region	3
History	Current	Passage Date	9/23/2010
PROTECTION LEVEL			
SETTING			
Municipal Worksites	Mixed	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, pipe, any other lighted smoking material; smokeless tobacco, snuff or any other form of tobacco, which may be utilized for smoking, chewing, inhalation or other means of ingestion or absorption		
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		Yes	Yes
Number of Employees		1	1
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:	Other		
PENALTY		To Business	To Smoker
Penalty		Yes	Yes
Fine		Yes	Yes
Minimum/Maximum		\$0/\$2000	\$0/\$2000
Increase for Subsequent Fine		No	No
Minimum/Maximum for 2 nd Offense		\$0/\$2000	\$0/\$2000
Minimum/Maximum for 3 rd Offense		\$0/\$2000	\$0/\$2000
Minimum/Maximum for Subsequent Offenses		\$0/\$2000	\$0/\$2000
Other Penalties		Yes	Yes
Loss of License (business) or Violation Notice (smoker)		No	No
Criminal Charge		Yes	Yes
Increase in Other Penalties for Subsequent Offenses		No	No
NARRATIVE SUMMARY			
Protection is mixed in municipal worksites, private worksites, and restaurants, with designated smoking areas allowed if separately ventilated. However, coverage is partial due to exceptions, ambiguities, or legal issues. No protection is provided in bars in restaurants, and bars not in restaurants. Fines up to \$2,000 exist for violations by businesses and smokers. The director of the department designated by the city administrator to enforce and administer this article is the enforcer.			