

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

<b>INDIVIDUAL MUNICIPALITY ORDINANCE BACKGROUND</b>			
Municipality	Sweeny	Population	3,684
County	Brazoria	Public Health Region	6
History	Current	Passage Date	11/20/2007
<b>PROTECTION LEVEL</b>			
<b>SETTING</b>			
Municipal Worksites	100% Smoke Free	Bars – In Restaurants	100% Smoke Free
Private Sector Worksites	No coverage	Bars – Not in Restaurants	No coverage
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.			
<b>DEFINITION OF SMOKING</b>			
Smoking defined as: Cigar, cigarette, pipe, other lighted tobacco product in any manner or in any form			
<b>SETTING DETAIL</b>			
<b>BARS</b>	<b>In Restaurants</b>		<b>Not in Restaurants</b>
Bars Defined by % of Sales of Alcohol	No		No
Age Restriction	No		No
Restriction for outdoor seating	Yes		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.			
<b>WORKSITES</b>	<b>Municipal</b>		<b>Private</b>
Exemption for minimum number of employees	Yes		No
Number of Employees			
Non-retaliation	Yes		No
Non-smoker's rights	Yes		No
Written policy	No		No
Signage	Yes		Yes
<b>RESTAURANTS</b>	<b>RADIUS FROM OUTSIDE DOORS</b>		
Exemption for minimum seating	No	Exempt	No
Number of seats		Restriction	Yes
Signage	Yes	Distance in Feet	15
Restriction for outdoor seating	Yes		
<b>ENFORCEMENT AND PENALTIES</b>			
<b>ENFORCEMENT</b>			
Enforcement Authority:	Law officer		
<b>PENALTY</b>	<b>To Business</b>		<b>To Smoker</b>
Penalty	Yes		Yes
Fine	Yes		Yes
Minimum/Maximum	\$0/\$50		\$0/\$50
Increase for Subsequent Fine	Yes		Yes
Minimum/Maximum for 2 <sup>nd</sup> Offense	\$0/\$200		\$0/\$200
Minimum/Maximum for 3 <sup>rd</sup> 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
<b>NARRATIVE SUMMARY</b>			
Smoking is prohibited (100% smoke free) in municipal worksites, restaurants, and bars in restaurants. No protection is provided in private worksites and bars not in restaurants. Fines exist for violations by smokers. Law officers are enforcers.			