



Proposed amendments to Smokefree Air Act Administrative Rules

“Entrance”

Make the following changes to the current definition:

“Entrance” means any doorway to an enclosed area used by the public or employees for ingress ~~or egress to or from~~ any public place or place of employment, but does not include any doorway designated for use as an exit in an emergency only. “Entrance” also includes the commonly understood points of entry ~~and exit to and from~~ an outdoor area, subject to the prohibitions of this chapter, such as a driveway, sidewalk, pathway, access road, gate, or dedicated point of entry, but not including a street, road, highway, or sidewalk in the public right-of-way.

“Grounds of any public building”

Make the following changes to the current definition:

“Grounds of any public building” means an outdoor area of a public building that is used in connection with the building, including but not limited to, a sidewalk or driveway immediately adjacent to the building, but not including a sidewalk in the public right-of-way; ... “Grounds of any public building” means an outdoor area of a public building that is used in connection with the building, including but not limited to, a sidewalk or driveway immediately adjacent to the building, but not including a sidewalk in the public right-of-way; ...

Public building

Add a definition of a public building:

“Public building” means an enclosed area owned, leased, or operated by or under the control of the state government or its political subdivisions.

153.5(1) e. Duties of Employers

Reduce size requirement for vehicle signs from 24 sq. inches to 9 sq. inches (3”x 3” for example)

153.8(5) Contents of Complaint

Eliminate the requirement that the person making a complaint shall include their name and contact information as part of the complaint order to allow anonymous complaints to be investigated.

153.8(8) Notice of Violation

a. Change all references to “written notice of violation” to read “written notice of potential violation.”

c. Change description of actions taken subsequent to “third and subsequent complaints” to be consistent with description of actions taken subsequent to second complaints.

(1) Issue a subsequent notice of potential violation to the owner, operator, or person having custody and control.

(2) In addition, the department may authorize one or more public agencies to conduct a compliance check of the location.

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