Florida House of Representatives - 2000 By Representative Constantine

A bill to be entitled 1 2 An act relating to the Florida Clean Indoor Air 3 Act; amending s. 386.205, F.S.; reducing the maximum percentage of seats that may be located 4 5 in an area designated as a smoking area in restaurants; amending s. 386.203, F.S.; б 7 revising the definition of "public place" to 8 delete the size requirement for restaurants subject to the act, after a specified date; 9 10 providing effective dates. 11 12 Be It Enacted by the Legislature of the State of Florida: 13 14 Section 1. Subsection (4) of section 386.205, Florida 15 Statutes, is amended to read: 386.205 Designation of smoking areas.--16 (4)(a) No more than one-half of the total square 17 footage in any public place within a single enclosed indoor 18 19 area used for a common purpose shall be reserved and 20 designated as a smoking area. This square footage limitation 21 does not apply to restaurants as defined in s. 386.203(1)(p). 22 However, such a restaurant must ensure that no more than 65 percent of the seats existing in its dining room at any time 23 24 are located in an area designated as a smoking area. 25 (b) The square footage limitation set forth in 26 paragraph (a) shall not apply to any restaurant subject to 27 this part. With respect to such restaurants: 28 1. No more than 50 percent of the seats existing in a restaurant's dining room at any time shall be located in an 29 30 area designated as a smoking area. 31

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2. Effective October 1, 2001, no more than 35 percent of the seats existing in a restaurant's dining room at any time shall be located in an area designated as a smoking area. Section 2. Effective October 1, 2001, paragraph (p) of subsection (1) of section 386.203, Florida Statutes, is б amended to read: 386.203 Definitions.--As used in this part: "Public place" means the following enclosed, (1)indoor areas used by the general public: (p) Restaurants which seat more than 50 persons; Section 3. Except as otherwise provided herein, this act shall take effect October 1, 2000. HOUSE SUMMARY Revises application of the Florida Clean Indoor Air Act to restaurants, to reduce the maximum percentage of seats to be designated as a smoking area in restaurants seating over 50 persons from 65 percent to 50 percent, beginning October 1, 2000, and to 35 percent, applicable to all restaurants, beginning October 1, 2001. 

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