By the Committee on Business Regulation & Consumer Affairs and Representatives Constantine, Casey, Frankel, Bloom, Jacobs and Wiles

A bill to be entitled

An act relating to the Florida Clean Indoor Air Act; amending s. 386.205, F.S.; reducing the maximum percentage of seats that may be located in an area designated as a smoking area in restaurants; amending s. 386.203, F.S.; revising the definition of "public place" to delete the size requirement for restaurants subject to the act, after a specified date; providing effective dates.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Subsection (4) of section 386.205, Florida Statutes, is amended to read:

386.205 Designation of smoking areas.--

- (4) (a) No more than one-half of the total square footage in any public place within a single enclosed indoor area used for a common purpose shall be reserved and designated as a smoking area. This square footage limitation does not apply to restaurants as defined in s. 386.203(1)(p). However, such a restaurant must ensure that no more than 65 percent of the seats existing in its dining room at any time are located in an area designated as a smoking area.
- (b) The square footage limitation set forth in paragraph (a) shall not apply to any restaurant subject to this part. With respect to such restaurants:
- 1. No more than 50 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.

1	2. Effective October 1, 2001, no more than 35 percent
2	of the seats existing in a restaurant's dining room at any
3	time shall be located in an area designated as a smoking area.
4	Section 2. Effective October 1, 2001, paragraph (p) of
5	subsection (1) of section 386.203, Florida Statutes, is
6	amended to read:
7	386.203 DefinitionsAs used in this part:
8	(1) "Public place" means the following enclosed,
9	indoor areas used by the general public:
10	(p) Restaurants which seat more than 50 persons;
11	Section 3. Except as otherwise provided herein, this
12	act shall take effect October 1, 2000.
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