

By Representative Casey

1                                   A bill to be entitled  
 2           An act relating to the Florida Clean Indoor Air  
 3           Act; amending s. 386.205, F.S.; reducing the  
 4           percentage of seats required to be in an area  
 5           designated as a smoking area in restaurants;  
 6           repealing s. 386.203(1)(p), F.S., relating to  
 7           the definition of the term "public place" to  
 8           remove a definition of restaurants of a certain  
 9           size; providing effective dates.

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

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

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386.205 Designation of smoking areas.--

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(4)(a) No more than one-half of the total square  
 17 footage in any public place, except for any restaurant, within  
 18 a single enclosed indoor area used for a common purpose shall  
 19 be reserved and designated as a smoking area.

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(b) With respect to restaurants:

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1. Effective October 1, 2000, no more than 50 percent  
 22 of the seats existing in a restaurant's dining room at any  
 23 time shall be located in an area designated as a smoking area.  
 24 This square footage limitation provided for in this  
 25 subparagraph does not apply to restaurants as defined in s.  
 26 386.203(1)(p). However, such a restaurant must ensure that no  
 27 more than 50 percent of the seats existing in its dining room  
 28 at any time are located in an area designated as a smoking  
 29 area.

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2. Effective October 1, 2001, no more than 35 percent  
 31 of the seats in any restaurant dining room at any time shall

1 ~~be located in an area designated as a smoking area.~~  
2 ~~This square footage limitation does not apply to restaurants as~~  
3 ~~defined in s. 386.203(1)(p). However, such a restaurant must~~  
4 ~~ensure that no more than 65 percent of the seats existing in~~  
5 ~~its dining room at any time are located in an area designated~~  
6 ~~as a smoking area.~~

7           Section 2. Effective October 1, 2001, paragraph (p) of  
8 subsection (1) of section 386.203, Florida Statutes, is  
9 repealed.

10           Section 3. Except as otherwise provided herein, this  
11 act shall take effect upon becoming a law.

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HOUSE SUMMARY

Reduces the amount of seating for smoking areas in all  
restaurants in the state. See bill for details.