

Fiscal Estimate Narratives

DHFS 6/8/2005

LRB Number	05-1764/5	Introduction Number	AB-440	Estimate Type	Original
Subject					
Changes to clean indoor air law					

Assumptions Used in Arriving at Fiscal Estimate

Current law prohibits smoking in most enclosed, indoor locations that are accessible to the public unless a specific smoking area has been designated. This bill limits the facilities in which smoking areas can be designated to hospitals that treat mental illness, alcoholism, or drug abuse, mental health institutions, centers for the developmentally disabled, prisons and jails. The bill also specifies locations in which a smoking area cannot be designated, including mass transit vehicles, schools, health facilities, theaters, certain places of employment, certain restaurants, retail establishments, public waiting rooms, and local government buildings.

Currently smoking is allowed in a restaurant in which alcoholic beverages are sold under license for more than 50% of the restaurant's receipts. AB 440 increases this percentage to 75% of receipts. Current law also allows smoking in a bowling center or restaurant with a maximum seating capacity of 50 seats. This bill eliminates these exceptions.

This bill will have no fiscal effect on the Department. There may be minimal costs to local units of government, which may have to post signs regarding permissibility of smoking activity under this bill.

Long-Range Fiscal Implications