

Florida Clean Indoor Air Act
Article X,
Section 20, Florida Constitution
Chapter 386, Florida Statutes



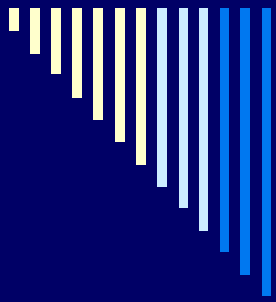
History

□ 1985

Enactment of the FCIAA

□ 1988

Enforcement responsibility was given to Department of Health (DOH) and Department of Business & Professional Regulation (DBPR).



Purpose

- To protect people from the health hazards of secondhand smoke exposure by prohibiting smoking in enclosed indoor workplaces.
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Exceptions

- ❑ Private Residence
 - ❑ Retail Tobacco Shop
 - ❑ Designated Smoking Guest Room
 - ❑ Stand-Alone-Bar
 - ❑ Smoking Cessation Program –
Scientific Research
 - ❑ Customs Smoking Room
 - * Membership Association
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Enforcement

- DOH enforces the statute in all facilities not regulated by DBPR.
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Regulation Designation by Agency

□ DOH

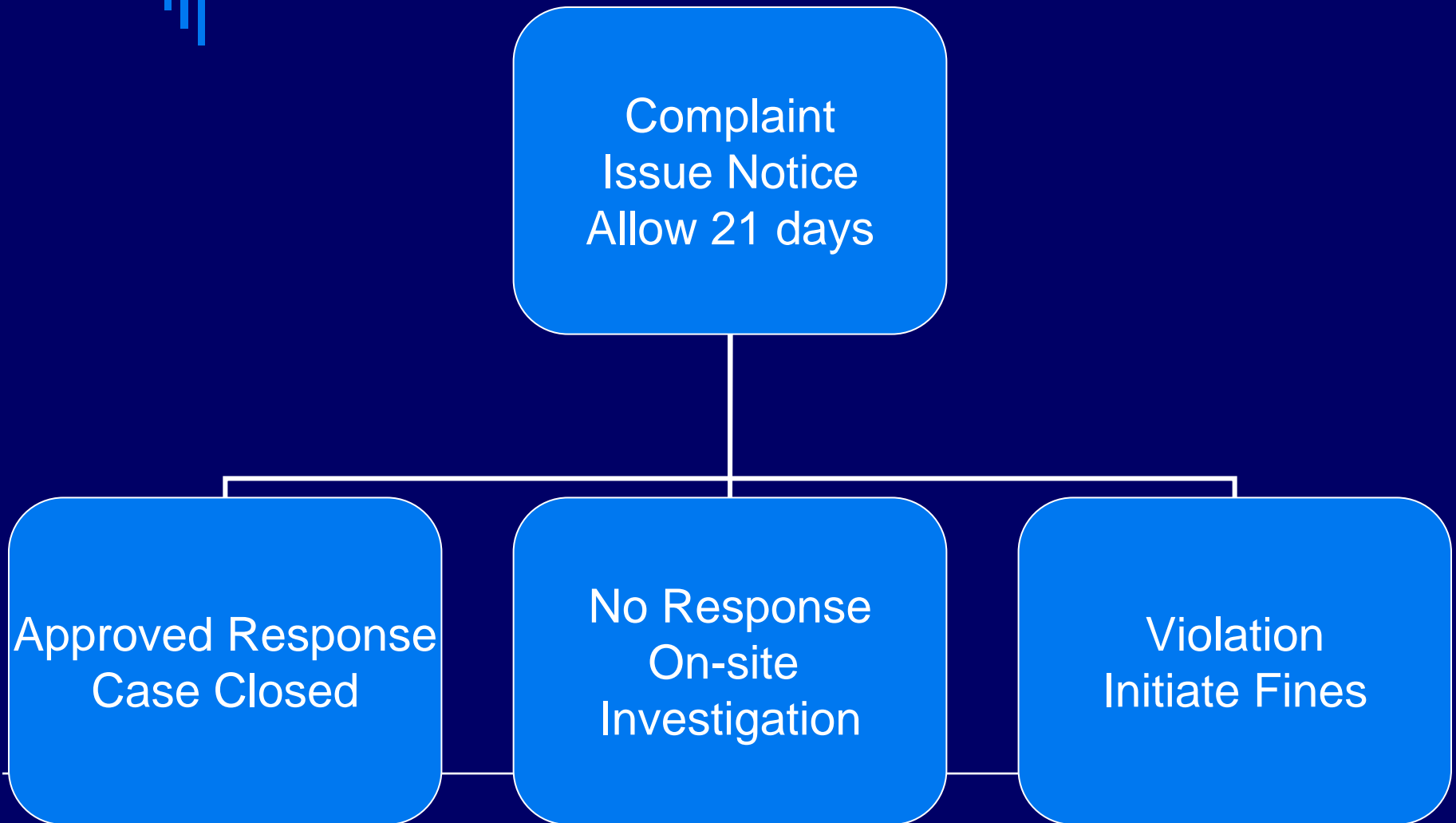
Educational Facilities
Convenience Stores
Health Care Facilities
Child/Adult Care Centers
Commercial Tenant
Buildings
Auditoriums/Theaters
Shopping Malls
Public/Private Workplaces

□ DBPR

Restaurants
Fraternal Organizations
Bingo Halls
Bowling Centers
Casino Ships
Recreational Facilities
Dog & Horse Tracks
Jai Alai

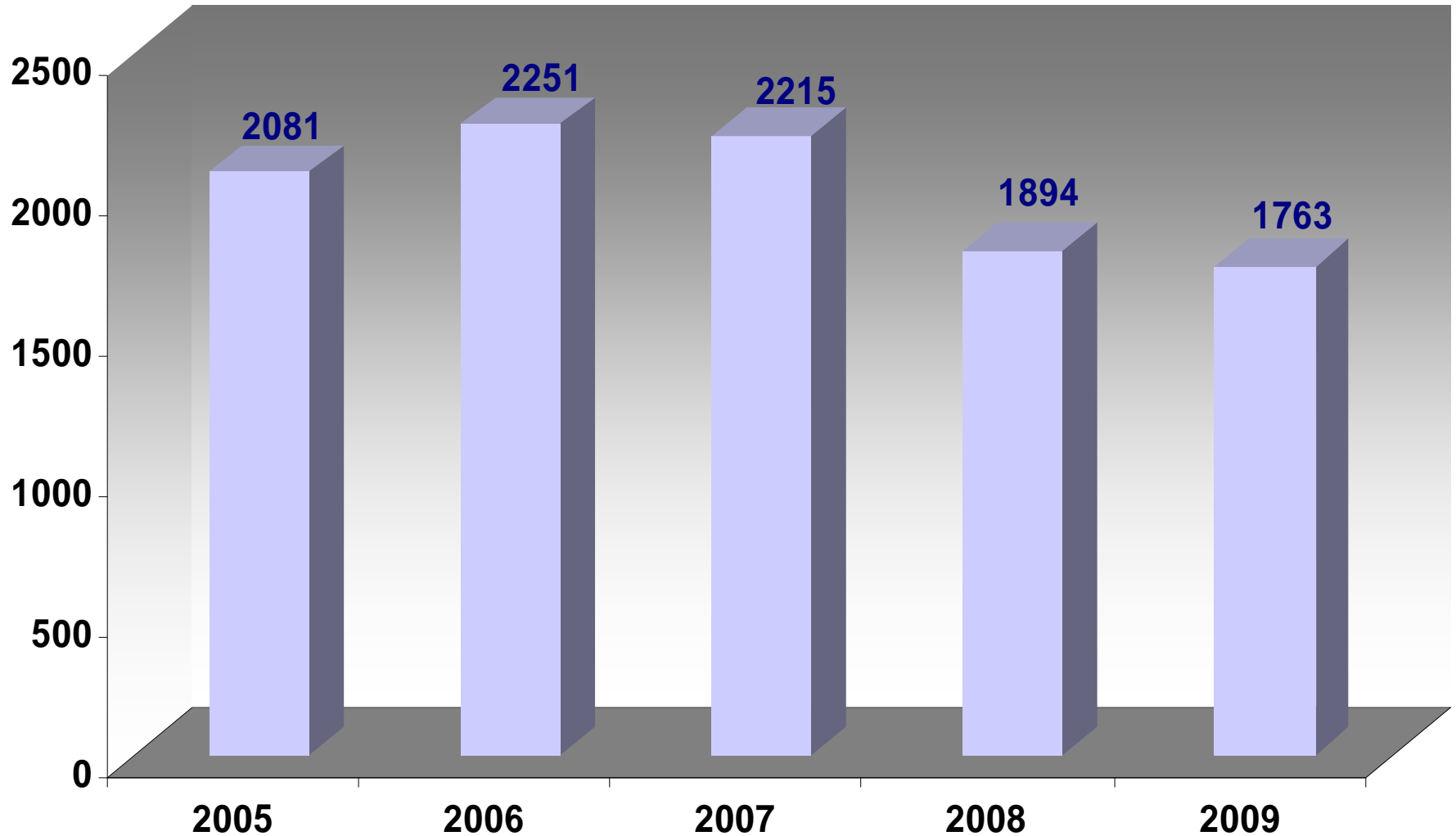


DOH Enforcement Process

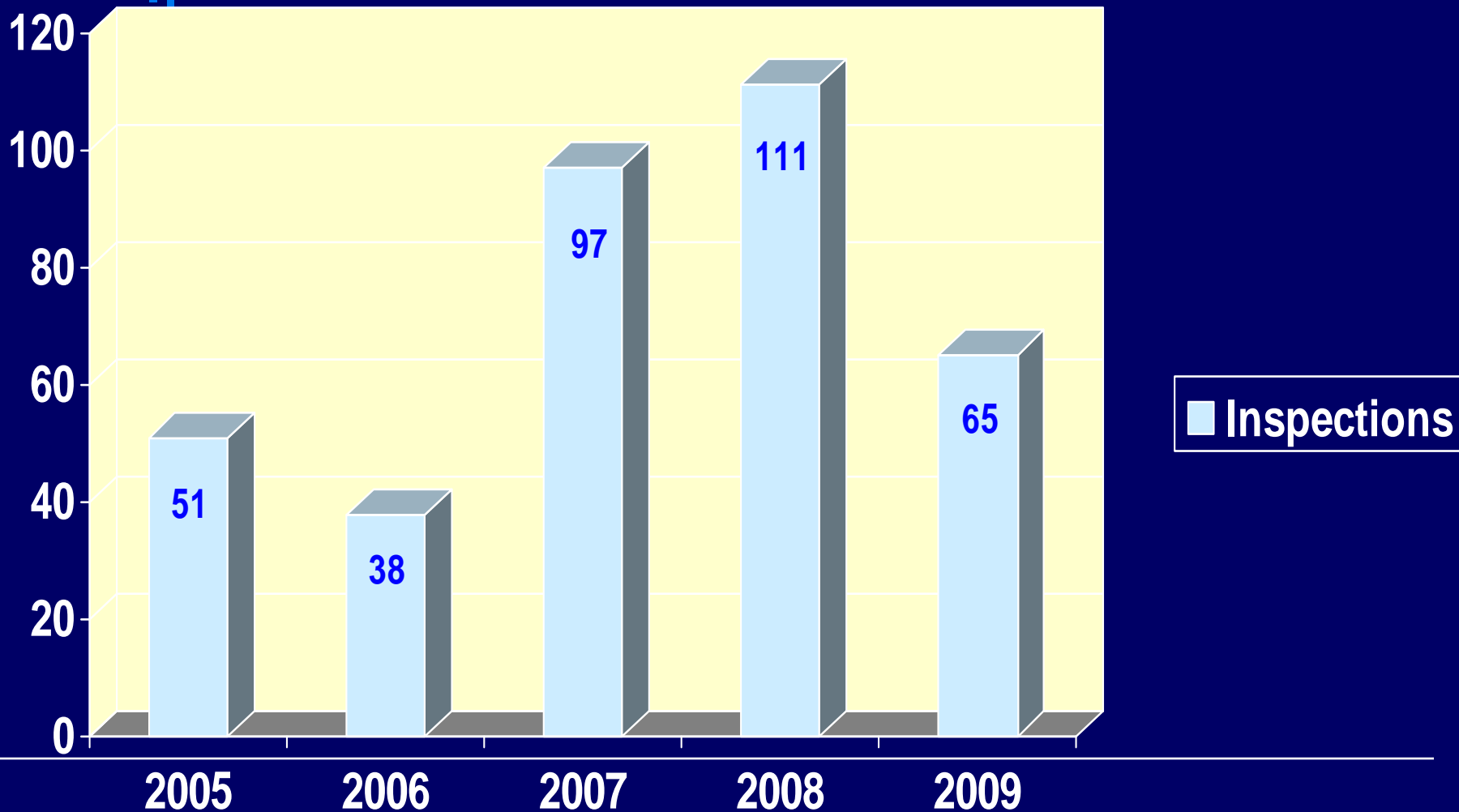


Complaints

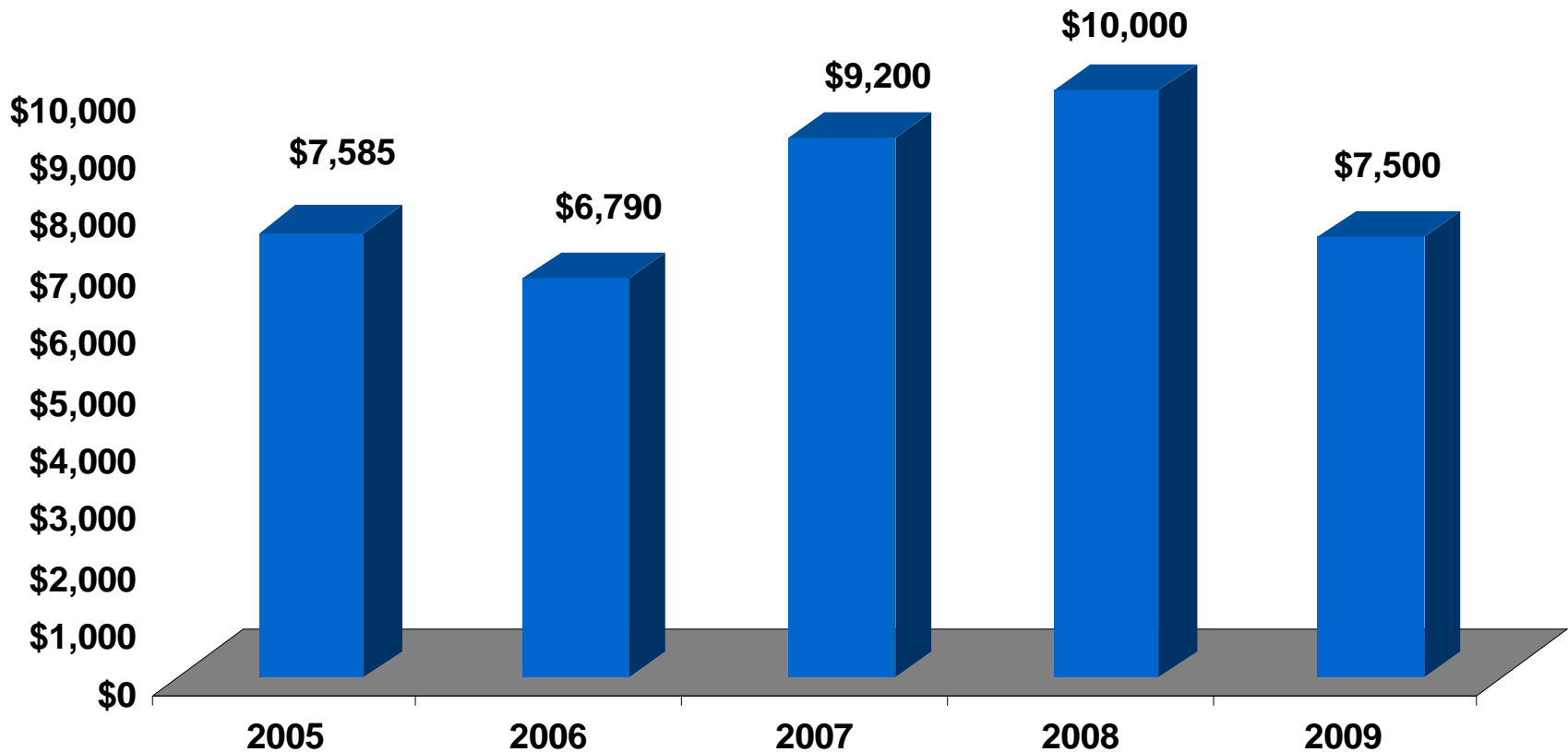
5-Year Comparative Statistics



5-Year Comparative Statistics



Administrative Fines 5-Year Comparative Statistics





Administrative Fines

- Fines are deposited into a Donation Trust Fund for use in the Children's Medical Services (CMS) program.
- CMS provides preventive, evaluative, and early intervention services for children at risk for or having special health care needs in order to prevent or reduce long-term disabilities.



2009 National Highlights

□ June 19, 2009

Smoking is prohibited in U.S. General Services Administration-controlled buildings, courtyards & within 25 feet of doorways and air intake ducts.

□ June 22, 2009

The Family Smoking Prevention & Tobacco Control Act enacted.

□ July, 17, 2009

U.S. Department of Housing and Urban Development issued a notice encouraging Public Housing Authorities to implement non-smoking policies in public housing.



2009 National Highlights cont.

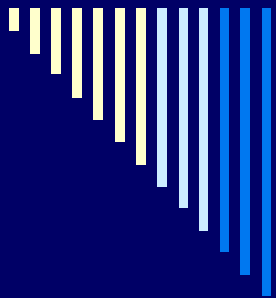
□ September 3, 2009

Avis Budget Group announced its new smoke-free policy prohibiting smoking in rental vehicles effective October 1, 2009.



State Law vs. Federal Law

- If facility is federally owned –
Federal law or policy controls
 - If facility is privately owned or federally leased –
Federal commercial tenants are subject to the provisions of state law & local ordinances.
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