

## **MICHIGAN CLEAN INDOOR AIR ACT** (Public act 198 of 1986, as amended)

### GENERAL PROVISIONS: Laws Related to Smoking in Public Places

- . **Smoking is prohibited except** in designated areas in all public places covered by the Michigan Clean Indoor Air Act.
- . **All regulated facilities must have** a written policy for the separation of smokers and nonsmokers which provides, at minimum:
  - Nonsmokers to be located closest to the source of fresh air
  - Special consideration be given to individuals with a hyper-sensitivity to tobacco smoke
  - A procedure to receive, investigate and take action on complaints
- . **Signs shall be posted** stating that smoking in that public place is prohibited except in designated smoking areas.
- . **Seating shall be arranged** to provide, as nearly as practical, a smoke-free area.
- . **Responsible parties shall** implement and enforce the policy for the separation of smokers and nonsmokers

### AREAS COVERED BY THE MICHIGAN INDOOR AIR ACT:

Places owned or operated by state or local government

Hospitals	Clinical Laboratories
Health Maintenance Organizations	Ambulance Operations
Mobile Emergency Care Services	Nursing Homes
Freestanding Surgical Out-Patient Facilities	Hospices
County Medical Care Facilities	Homes for the Aged
Hospital Long Term Care Units	Educational Facilities
Private Practice Offices of Licensed Health Professionals	Meeting Rooms
Public Conveyances	Theaters
Arenas	Auditoriums
Facilities that are used for a performance or exhibit of the Arts (During the time of Event)	Concert Halls
	Museums

### EXCEPTIONS

**This law does not apply to:**

- . Most Private Sector Workplaces
- . Bars
- . Federal Buildings
- . Private Educational Facilities after Regularly Scheduled School Hours
- . A private enclosed room or office that is occupied exclusively by a smoker, even if the room or office may be visited by a nonsmoker (Does not apply to Licensed Health Facilities)

## ADDITIONAL PROVISIONS

- . **Smoking shall be prohibited in** treatment and common areas of private practice health care offices. Smoking shall be allowed only in designated areas.
- . **Smoking shall be prohibited in** patient care and common areas of Health Care facilities licensed under the Public Health Code. Smoking shall be allowed only in rooms that are enclosed, separately ventilated, and equipped with negative pressure.

ENFORCEMENT AGENCY: MDCH - Tobacco Section (517) 335-8376

### ENFORCEMENT

- . **Violators will be subject to a civil fine** of not more than \$100.00 for a first violation and not more than \$500.00 for a second or subsequent violation.

## **TOBACCO FREE SCHOOLS**

(Public Act 140 of 1993) Effective September 1, 1993)

GENERAL PROVISIONS: The Use of Tobacco Products on Public School Property

- **"School property"** means a building, facility, or structure and other real estate owned, leased, or otherwise controlled by a school district.
- **"Tobacco product"** means a preparation of tobacco to be inhaled, chewed, or placed in a person's mouth.
- **Prohibits the use** of tobacco in public school buildings at all times.

ENFORCEMENT AGENCY: MDCH - Tobacco Section (517) 335-8376

### ENFORCEMENT:

- **Violators are guilty of a misdemeanor**, punishable by a fine of not more than \$50.00

### EXCEPTIONS:

- **This law does not apply to** outdoor areas including, but not limited to an open-air stadium, during either of the following periods:
  - Saturdays, Sundays, and other days on which there are no regularly scheduled school hours.

After 6 p.m. on days during which there are regularly scheduled school hours.