

Comparison of the Kansas Indoor Clean Air Act and Local Smoke-free Laws

<p>The Kansas Indoor Clean Air Act allows local communities to maintain and enact more restrictive smoke-free laws. If there is a local clean indoor air law in a community with any provisions that are stricter than the state law, these provisions will stay in effect. For those provisions in the local law that are weaker than the state law, the new state law provisions will take effect on July 1, 2010. Below are the local laws currently in effect.</p>			<p>Indoor Clean Air Act Fines within 1 year: 1st violation = not more than \$100; 2nd violation = not more than \$200; 3rd+ violations = not more than \$500 per violation. Each individual smoking in an establishment where smoking is prohibited is a separate violation for the business.</p>
City or County	New Locations Smoking Will Be Prohibited Under State Law July 1, 2010	Additional Locations Smoking is Prohibited by a Local Law That Will Remain in Effect	Local Fines for Violations
Abilene	All indoor areas of restaurants, bars & workplaces, 80% of hotel/motel rooms, and within 10 feet of entrances and air intakes	Seating areas of outdoor theaters, adult care homes, long-term care units, and outdoor overhang areas next to sports arena buildings	\$100
Bel Aire	All indoor areas of restaurants, bars & workplaces, 80% of hotel/motel rooms, and within 10 feet of entrances and air intakes		Same as State
Concordia	All indoor areas of bars & workplaces, 80% of hotel/motel rooms, and within 10 feet of entrances and air intakes		smoker = same as state; business = \$500 or imprisonment not exceeding 6 months
Derby		Class A & B private clubs, adult care homes, long-term care units, private recreational clubs, hotel/motel rooms, and within 20 feet of the main entrances or air intake	smoker = \$50, business = same as State + possible revocation of license
Dodge City	All indoor areas of restaurants, bars & workplaces, 80% of hotel/motel rooms, and within 10 feet of entrances and air intakes		smoker = \$50, business = 1st \$100, 2nd \$200 + possible revocation of permit or license
Emporia	All indoor areas of workplaces	Class A & B private clubs; hotel/motel rooms; gallery, museum and library grounds; and within 10 feet of outdoor vendor areas	smoker = not exceeding \$50, business = same fines as State
Fairway	80% of hotel/motel rooms and within 10 feet of entrances and air intakes	Adult care homes, long term care facilities and Class A & B Private clubs	smoker = \$50, establishment = same as State
Garden City	All indoor areas of workplaces and 80% of hotel/motel rooms	Class A & B private clubs, outdoor public assembly seating, and within 50 feet of the primary public entrance or exit	Same as State
Harvey County*	80% of hotel/motel rooms	Outdoor bleacher and concession areas, outdoor vendor areas, and within 20 feet of a public entrance or exit and air intake	same as State + possible revocation of business permit or license

Hesston	80% of hotel/motel rooms, private meetings	Adult care homes, outdoor restaurant and bar patio areas, outdoor bleacher and concession areas, outdoor vendor areas, and within 20 feet of a public entrance or exit and air intake	same as State + possible revocation of business permit or license
Hutchinson	All indoor areas of restaurants, bars & workplaces, 80% of hotel/motel rooms, and within 10 feet of entrances and air intakes		smoker = same as state; business = same as State + Class C misdemeanor
Johnson County*	80% of hotel/motel rooms	Adult care homes and long term care facilities	\$50 + possible revocation of business permit or license
Kansas City	All indoor areas of restaurants, bars & workplaces, 80% of hotel/motel rooms, and within 10 feet of entrances and air intakes	Adult care homes and long term care facilities	smoker = \$50, business = same as State + possible revocation of license
Lawrence	80% of hotel/motel rooms and within 10 feet of entrances and air intakes	Class A & B private clubs	Same as State, but a misdemeanor
Leawood		Adult care homes and long term care facilities, hotel/motel rooms, and Class A & B private clubs	smoker = \$50, business = same as State + possible revocation of license
Lenexa		Adult care homes and long term care facilities, hotel/motel rooms, and Class A & B private clubs	smoker = \$50, business = same as State + possible revocation of license
Lyons	All indoor areas of restaurants, bars & workplaces, 80% of hotel/motel rooms, and within 10 feet of entrances and air intakes		business = \$500 or imprisonment not more than 6 months
Maize	All indoor areas of restaurants, bars & workplaces, 80% of hotel/motel rooms, and within 10 feet of entrances and air intakes	Class A & B private clubs	Same as state
Manhattan		Within 20 feet of the entrances, Class A & B private clubs, gaming facilities, adult care homes and long term care facilities, and seating areas of outdoor arenas, stadiums and amphitheaters	smoker = misdemeanor 1st \$50, 2nd \$100, 3rd \$200; business = same as state + possible revocation of permit or license
McPherson	All indoor areas of restaurants, bars & workplaces, 80% of hotel/motel rooms, and within 10 feet of entrances and air intakes	Adult care homes, and gallery, museum and library grounds	Same as state
Mission		Class A & B private clubs, adult care homes and long term care facilities; betting establishments, hotel/motel rooms, outdoor bleachers and seating areas of stadiums and amphitheaters, outdoor public transit stations and platforms, outdoor seating and serving areas of restaurants, and within 20 feet of entrances, air intakes, bleachers, seating areas of stadiums and amphitheaters	smoker = \$50, business = same as State + possible revocation of license

Mission Woods	All indoor areas of restaurants, bars & workplaces, 80% of hotel/motel rooms, and within 10 feet of entrances and air intakes		smoker = \$50, business = same as State
Newton		Class A & B private clubs, outdoor vendor areas, hotel/motel rooms, and within 20 feet of entrances, exits, outdoor vendor areas and air intake	smoker = \$50, business = same as State + possible revocation of permit or license
North Newton		Class A & B private club, hotel/motel rooms and within 20 feet of entrance	Same as State
Olathe	Bars and 80% of hotel/motel rooms	Adult care homes and long term care facilities	smoker = \$50; business = 1st \$50, 2nd \$100, 3rd \$250 + possible revocation of permit or license
Ottawa	All indoor areas of restaurants, bars & workplaces, 80% of hotel/motel rooms, and within 10 feet of entrances and air intakes		1st = \$50, 2nd = \$100, 3rd = \$250
Overland Park		Adult care homes and long term care facilities, hotel/motel rooms, Class A & B private clubs	Same as State
Parsons	All indoor areas of restaurants, bars & workplaces, 80% of hotel/motel rooms, and within 10 feet of entrances and air intakes		
Prairie Village	80% of hotel/motel rooms, and within 10 feet of entrances and air intakes	Class A & B private clubs	
Pratt	All indoor areas of workplaces, 80% of hotel/motel rooms and within 10 feet of entrances and air intake	Class A & B private clubs between 5 a.m. and 10:30 p.m.	Same as State
Pratt County*			
Roeland Park	Within 10 feet of entrances and air intakes	Class A & B private clubs,	
Salina		Class A & B private clubs, hotel/motel rooms, adult care homes and long term care facilities	1st = \$50, 2nd = \$100, 3rd = \$200 + possible revocation of permit or license
Shawnee	All indoor areas of bars, 80% of hotel/motel rooms, and within 10 feet of entrances and air intakes		smoker = \$50; business = 1st \$50, 2nd \$100, 3rd \$250
Topeka		Class A & B private clubs	smoker = 1st \$50, 2nd \$100, 3rd \$200; business = 1st \$100, 2nd \$250, 3rd \$500 + possible revocation of permit or license
Walton	within 10 feet of entrances and air intakes	Class A & B private clubs, hotel/motel rooms	Same as State
Westwood	All indoor areas of workplaces, 80% of hotel/motel rooms and within 10 feet of entrances and air intake	Class A & B private clubs,	

Wichita	All indoor areas of restaurants, bars & workplaces, 80% of hotel/motel rooms, and within 10 feet of entrances and air intakes		Same as State + possible revocation of busniess permit or license
Winfield		Class A & B private clubs, hotel/motel rooms, and outdoor play facilities, parks and football stadiums	Same as State

* County laws apply to unincorporated areas of the county.