

641—153.3(82GA, HF2212) Prohibition of smoking.

153.3(1) *Public places, places of employment.* Smoking is prohibited and a person shall not smoke in either of the following areas:

- a.* Public places, as defined in 2008 Iowa Acts, House File 2212.
- b.* All enclosed areas within places of employment including but not limited to work areas, private offices, conference and meeting rooms, classrooms, auditoriums, employee lounges and cafeterias, hallways, medical facilities, restrooms, elevators, stairways and stairwells, and vehicles owned, leased, or provided by the employer unless otherwise provided under these rules and 2008 Iowa Acts, House File 2212.

153.3(2) *Outdoor areas.* Smoking is prohibited and a person shall not smoke in or on any of the following outdoor areas:

- a.* The seating areas of outdoor sports arenas, stadiums, amphitheaters and other entertainment venues where members of the general public assemble to witness entertainment events.
- b.* Outdoor seating or serving areas of restaurants.
- c.* Public transit stations, platforms, and shelters under the authority of the state or its political subdivisions.
- d.* School grounds, including parking lots, athletic fields, playgrounds, tennis courts, and any other outdoor area under the control of a public or private educational facility, including inside any vehicle located on such school grounds.
- e.* The grounds of any public buildings owned, leased, or operated by or under the control of the state government or its political subdivisions, including the grounds of a private residence of any state employee any portion of which is open to the public with the following exceptions:
 - (1) This paragraph shall not apply to the Iowa state fairgrounds, or fairgrounds as defined in Iowa Code section 174.1.
 - (2) This paragraph shall not apply to institutions administered by the department of corrections, except that smoking on the grounds shall be limited to designated smoking areas.
 - (3) This paragraph shall not apply to facilities of the Iowa National Guard as defined in Iowa Code section 29A.1, except that smoking on the grounds shall be limited to designated smoking areas.