

# House File 358 - Introduced

HOUSE FILE \_\_\_\_\_  
BY KAUFMANN and WAGNER

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to equal treatment of bars and gaming floors  
2 under the smokefree air Act.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 2160YH 83  
5 pf/rj/14

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1 1 Section 1. Section 142D.4, subsection 10, Code 2009, is  
1 2 amended by striking the subsection and inserting in lieu  
1 3 thereof the following:  
1 4 10. Both of the following as long as any prohibition  
1 5 against smoking or exemption from the prohibition against  
1 6 smoking under this chapter applies equally to both of the  
1 7 locations specified:  
1 8 a. Only the gaming floor of a premises licensed pursuant  
1 9 to chapter 99F exclusive of any restaurant located within the  
1 10 gaming floor which is an enclosed area and subject to the  
1 11 prohibitions of section 142D.3.

1 12 b. Bars.

### EXPLANATION

1 13 This bill relates to exemptions under the smokefree air Act  
1 14 (Code chapter 142D). Under current law, gaming floors, not  
1 15 including any enclosed bar or restaurant on the gaming floors,  
1 16 are exempt from the prohibition against smoking. Under  
1 17 current law, bars are subject to the prohibition against  
1 18 smoking. Under the bill, bars are exempt from the  
1 19 prohibitions against smoking with the caveat that any  
1 20 prohibition against smoking or exemption from the prohibition  
1 21 against smoking under the Act applies equally to both gaming  
1 22 floors and bars. The bill also makes a conforming change to  
1 23 the existing exemption for gaming floors consistent with the  
1 24 exemption for bars under the bill.  
1 25 LSB 2160YH 83  
1 26 pf/rj/14.2