

On June 1st Indianapolis businesses will get a

FRESH START

New Smoke-Free Ordinance Frequently Asked Questions

When does Indianapolis' smoke-free ordinance go into effect?

The new ordinance goes into effect June 1, 2012 at 6:00 AM

Where can I find a copy of Ordinance 136?

You can access it at: www.Indy.gov/eGov/Council/Proposals/Documents/2012/PROP12-136.pdf

Where is smoking prohibited?

- Bars and Taverns (New)
- Bowling Alleys (New)
- Use of electronic cigarettes is not permitted in smoke free places (New)
- All enclosed areas within places of employment, including restaurants
- Elevators, health care facilities, laundromats and licensed child care and adult day care facilities
- Restrooms, lobbies, reception areas, hallways and other common-use areas.
- Polling places, shopping malls and sports arenas.
- Lobbies, hallways and enclosed areas in common areas in apartment buildings, condominiums, trailer parks, retirement facilities, nursing homes and other multiple-unit residential facilities
- Public transportation facilities, including, but not limited to, buses and taxicabs and ticket, boarding and waiting areas of public transit depots.
- All vehicles and enclosed areas of buildings owned, leased or operated by the city or the county.

Where is smoking permitted?

- Retail tobacco stores
- Licensed tobacco specialty bars (cigar/hookah)
- Off-track betting facilities
- Any "club" or "fraternal club" that:
 - Is exempt from federal income taxation;
 - Holds a beer, liquor or wine retailer's permit under the state's law
 - Provides food or alcoholic beverages only to its bona fide members and guests
 - Sends notice to the Marion County Public Health Department

How far must someone be from the entrance of a public place or place of employment in order to smoke?

Starting July 1st, smoking is prohibited within eight feet of a public entrance to a public place and place of employment.

Who enforces the law?

The Marion County Public Health Department and the Department of Code Enforcement. Additionally, Fire Department personnel and Officers of the Indianapolis Metropolitan Police Department.

Where may I file a complaint for a violation of the smoke-free ordinance?

To report a violation, please call 317.221.2222.

Is smoking prohibited in vehicles?

Smoking is only prohibited in city and county-government vehicles owned, leased or operated by the city or county. Smoking is permitted in private vehicles.

Where should signage be located?

Signs should be posted at all public entrances of enclosed public places and places of employment. To request a sign, visit www.SmokeFreeIndy.com.

Where can I get information on quitting tobacco use?

You can get more information from www.in.gov/quitline/.

How does the state law affect local ordinances on smoking?

The new state statute does not supersede a local county, city, or town ordinance previously adopted, if that local ordinance is more restrictive than state law. Additionally, the new state statute does not prohibit a local county, city, or town from adopting an ordinance more restrictive than state law.

May a business exempt from the state smoking law choose to prohibit smoking?

Yes. A business owner or manager may voluntarily choose to prohibit smoking, even if the type of business is one of the exemptions to the city's smoking law. For example, a retail tobacco store owner may choose to prohibit smoking.

