

1 AN ACT in relation to clean indoor air.

2 Be it enacted by the People of the State of Illinois,
3 represented in the General Assembly:

4 Section 5. The Illinois Clean Indoor Air Act is amended
5 by changing Sections 3 and 4 as follows:

6 (410 ILCS 80/3) (from Ch. 111 1/2, par. 8203)

7 Sec. 3. For the purposes of this Act, the following
8 terms have the meanings ascribed to them in this Section
9 unless different meanings are plainly indicated by the
10 context:

11 (a) "Department" means the Department of Public Health.

12 (b) "Proprietor" means any individual or his designated
13 agent who by virtue of his office, position, authority or
14 duties has legal or administrative responsibility for the use
15 or operation of property.

16 (c) "Public place" means any enclosed indoor area used
17 by the public or serving as a place of work including, but
18 not limited to, hospitals, restaurants, retail stores,
19 offices, commercial establishments, elevators, indoor
20 theaters, libraries, art museums, concert halls, public
21 conveyances, educational facilities, nursing homes,
22 auditoriums, arenas and meeting rooms, but excluding bowling
23 establishments and excluding places whose primary business is
24 the sale of alcoholic beverages for consumption on the
25 premises and excluding rooms rented for the purpose of living
26 quarters or sleeping or housekeeping accommodations from a
27 hotel, as defined in The Hotel Operators' Occupation Tax Act
28 and private, enclosed offices occupied exclusively by smokers
29 even though such offices may be visited by nonsmokers.

30 (c-5) "Restaurant" means an establishment that prepares
31 and serves food for consumption on the premises and that

1 realizes more than 50% of its gross income from the sale of
2 food consumed on the premises.

3 (d) "Smoking" means the act of inhaling the smoke from
4 or possessing a lighted cigarette, cigar, pipe or any other
5 form of tobacco or similar substance used for smoking.

6 (e) "State agency" has the meaning ascribed to it in
7 subsection (a) of Section 3 of The Illinois Purchasing Act.

8 (f) "Unit of local government" has the meaning ascribed
9 to it in Section 1 of Article VII of the Illinois
10 Constitution of 1970.

11 (Source: P.A. 86-1018.)

12 (410 ILCS 80/4) (from Ch. 111 1/2, par. 8204)

13 Sec. 4. Smoking in public places; exceptions. No person
14 shall smoke in any portion of a restaurant that is a public
15 place. No person shall smoke in any other a public place
16 except in that portion of the a public place that has been
17 ~~which--may--be~~ established and posted under Section 5 as a
18 smoking area. This prohibition does not apply in cases in
19 which an entire room or hall is used for a private social
20 function and seating arrangements are under the control of
21 the sponsor of the function and not of the proprietor or
22 person in charge of the place. Furthermore, this prohibition
23 shall not apply to factories, warehouses and similar places
24 of work not usually frequented by the general public.

25 (Source: P.A. 86-1018.)