

**ORDINANCE NO. G-10-02**

**AN ORDINANCE PROVIDING FOR A SMOKE-FREE WORKPLACE FOR ALL EMPLOYEES OF THE CITY OF COFFEYVILLE, KANSAS, AND REPEALING ORDINANCE NO. G-96-02 AND ORDINANCE NO. G-06-05, AND ANY OTHER CONFLICTING ORDINANCES OR PARTS THEREOF.**

WHEREAS, during the 2010 legislative session, the Kansas Legislature implemented a statewide smoking ban, codified at K.S.A. 21-4009 through 21-4014, to become effective on July 1, 2010; and

WHEREAS, pursuant to K.S.A. 21-4010, all employers having a place of employment that is an Enclosed Area are required to provide a smoke-free workplace for all employees.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF COFFEYVILLE, KANSAS:

Section 1. That Smoking, as defined herein, be and is hereby prohibited, in all Areas of Employment of the City of Coffeyville.

Section 2. This Ordinance shall not apply to the outdoor areas of any building or facility beyond the Access Points of such building or facility, as also defined herein.

Section 3. As used in this ordinance, "Smoking" means possession of a lighted cigarette, cigar, pipe or any other lighted smoking equipment; "Enclosed Area" means all space between a floor and ceiling which is enclosed on all sides by solid walls, windows or doorways which extend from the floor to the ceiling, including all space therein screened by partitions which do not extend to the ceiling or are not solid or similar structures; "Areas of Employment" shall include all Enclosed Areas and the passenger compartment of any city-owned motor vehicle or equipment; and "Access Point" means the area within a ten foot (10') radius outside of any doorway, open window or air intake leading into a building or facility.

Section 4. A copy of this Ordinance shall be provided to all current City employees within one week of passage and shall be provided to all new employees upon hiring.

Section 5. Ordinance No. G-96-02 and Ordinance No. G-06-05, and any other conflicting ordinances, or parts thereof, are hereby repealed.

Section 6. This Ordinance shall take effect on July 1, 2010.

Passed and approved this 22<sup>nd</sup> day of June 2010.

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Alec Hendryx, Mayor

ATTEST:

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Cindy Price, City Clerk

APPROVED AS TO FORM AND LEGALITY:

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Paul Kritz, City Attorney