



# SMOKEFREE AIR ACT

## *Gambling Boats, Structures, & Racetracks*

### *Overview*

The Smokefree Air Act provides smoking restrictions within gambling boats, structures, and racetrack enclosures.

### *Restrictions*

- The Smokefree Air Act prohibits smoking in all enclosed areas of gambling boats, gambling structures, and racetrack enclosures, except on the defined gaming floors.
- Smoking is prohibited in enclosed bars or restaurants located on gaming floors.
- Smoking is prohibited in racetrack grandstands, or any other outdoor areas where people gather to witness any outdoor entertainment or sports events.
- Nothing in the law prevents any owner or operator of a gambling facility from declaring the entire area or property a nonsmoking place.

**NOTE:** This exemption does not apply to stand-alone establishments (such as restaurants and bars) that carry a social and charitable gambling license.

### *Definitions*

- “Gaming floor” is defined as the area where gambling games are conducted.
- Sports betting (such as horse and dog race wagering) is not a gambling game.
- “Gambling boat” is defined as any excursion boat or moored barge on which lawful gambling is authorized and licensed as provided in Iowa Code section 99F.
- “Gambling structure” is defined as any man-made stationary structure approved by the commission that does not include a racetrack enclosure on which lawful gambling is authorized and licensed as provided in Iowa Code section 99F.
- “Racetrack enclosure” includes the racetrack, grandstands, concession stands, offices, barns, kennels and barn areas, employee housing facilities, parking lots, and any additional areas designated by the Racing & Gaming Commission.

**NOTE:** The information provided in this document is not intended to be legal advice. Please consult state statutes or contact an attorney for additional information about the Smokefree Air Act (Iowa Code 142D).