

Department of Planning and Budget 2009 Fiscal Impact Statement

1. Bill Number: HB 2007

House of Origin	<u> X </u>	Introduced	<u> </u>	Substitute	<u> </u>	Engrossed
Second House	<u> </u>	In Committee	<u> </u>	Substitute	<u> </u>	Enrolled

2. Patron: Brink

3. Committee: General Laws

4. Title: Virginia Indoor Clean Air Act; restaurants in Northern Virginia

5. Summary: Allows localities in Northern Virginia to adopt concurrent ordinances containing standards or provisions relating to smoking in restaurants that exceed those established in the Virginia Indoor Clean Air Act.

6. Fiscal Impact Estimates: See item #8.

7. Budget Amendment Necessary: No.

8. Fiscal Implications: The fiscal impact of the legislation is unknown because it would allow localities in Northern Virginia to establish and implement their own ordinances relating to smoking in restaurants. Any costs or revenues resulting from the passing of this legislation would impact only the localities that choose to adopt concurrent ordinances exceeding those established in the Virginia Indoor Clean Air Act, which requires restaurants with a seating capacity of fifty or more persons must provide a designated no-smoking section that is large enough to meet customers demand. The Act also requires restaurants to post signs to indicate that a no-smoking section is available.

The Department of Health currently administers inspections of restaurants licensed by the Board of Health. The legislation would not increase the number of restaurants inspected by the Department of Health and would not have a fiscal impact upon the agency as it pertains to restaurant inspections.

9. Specific Agency or Political Subdivisions Affected: Counties of Arlington, Fairfax, Loudoun, and Prince William and the Cities of Alexandria, Fairfax, Falls Church, Manassas, and Manassas Park

10. Technical Amendment Necessary: No.

11. Other Comments: No.

Date: 1/19/2009 lrj

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cc: Secretary of Health and Human Resources