



Mark Valacak, MPH, Health Officer

James R. Helmstetter, MPA, RS, Director,  
Environmental Health Services

Dorothy Gonzales, RS,  
Food Program Manager

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## Michigan's Non-Smoking Law Effects all Food Service And Bars

On May 1, 2010, Michigan's Smoke Free Air Law goes into effect. Act 188 is a law to Prohibit Smoking in Certain Public Places and Certain Places of Employment. Michigan's Smoke Free air law was passed by the Michigan legislature and signed by the Governor on December 18, 2009.

The Smoke Free Air Law requires that all businesses, including restaurants and bars to be smoke free effective May 1, 2010. Smoking is also banned in hotels, motels, inns, rental halls and private clubs. Under this new law, smoking will be allowed in these particular locations: 1) cigar bars that meet specific requirements; 2) tobacco specialty shops that meet specific requirements; 3) private offices where only one person is the employee; and 4) gaming floors of Detroit's three casinos.

The owner, operator, manager, or person having control of a public place, a food service establishment or a bar must:

- Post "No Smoking" signs or the international "No Smoking" symbol clearly and conspicuously at all entrances to the facility [front, side & rear]. Additionally signs must be posted at other areas where smoking is prohibited such as outdoor patios where food or beverages are served and/or consumed.
- Remove all ashtrays and other smoking paraphernalia from the facility.



- Inform individuals smoking in violation of this act that they are in violation of state law and subject to penalties.
- If necessary, refuse to serve an individual smoking in violation of this act.
- Ask an individual smoking in violation of this act to refrain from smoking and if the individual continues to smoke, ask him or her to leave the establishment.

Michigan's Smoke Free Air Law does include patio areas of bars and restaurants where food or beverages are served as this is an extension of the establishment.

Anywhere patrons are intended to receive service or consume food or beverages must be smoke-free.

Smoking can be permitted elsewhere on food service property, such as a pavillion or hut, if situated away from building entrances.

For more information or to download non-smoking signs please visit [www.michigan.gov/smokefreelaw](http://www.michigan.gov/smokefreelaw). Michigan also has a Smokefree information hotline at 1-866-59 SMOKE.

Got employees thinking about quitting smoking?  
They can call **1-800-QUIT NOW** for tips and a free Quit Kit.

# Questions regarding licensing or new requirements? Call your Area Sanitarian for answers:

Plan Review & New Licenses  
West side of Flint/Genesee County South  
Argentine, Gaines, Forest, Thetford Twps  
**Jeff Kost 810-257-3847**

Plan Review & New Licenses  
East side of Flint/Genesee County South  
**Janet Phelps, R.S. 810-257-3199**

Plan Review & New Licenses  
North Townships  
Genesee Township  
**Anthony Pavone 810-257-3825**

Flint Township (M-Z)  
Clayton & Mundy Townships  
**Tina Moore 810-257-3130**

Flushing & Vienna Townships  
**Bill Hough 810-257-3597**

Flint Township (A-L), Richfield Township  
**Kelli Pleasant 810-257-3192**

Mt. Morris & Montrose Townships  
**Dawn Pickard, R.S. 810-257-3601**

Atlas, & Davison Twps, Swartz Creek City  
**Heather Bausick 810-257-3129**

Burton, Goodrich Cities  
**Kevin Hoxsey, R.S. 810-257-3152**

Grand Blanc Township  
**Cheryl Green 810-257-3848**

Fenton Township  
**Cathy Roeper 810-257-3587**

If your operation is in the city of Flint,  
Contact our office for your Area Sanitarian.

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## *Manager Certification is Now Required!*

Administrative Rules to govern the Manager Certification requirement of Michigan Food Law have been written and adopted by Michigan legislature. Beginning April 2, 2010 all food service establishments in Michigan must have at least one Certified Food Service Manager working in their facility that has the authority to make food safety and sanitation decisions.

Operations serving only *low risk foods* [serving only non-potentially hazardous foods and precooked potentially hazardous foods – no preparation from raw state] are exempt through a statewide variance. The low risk category includes hotdog carts, cocktail lounges/bar only, theatre concessions, rental halls with no cooking facilities, hotel continental breakfast service, nut and pretzel kiosks, senior meal serving sites and those operations limited to prep and serving of non-potentially hazardous foods.

K through 12 school systems throughout the State have until October 2, 2011 to comply.

### **Food Sanitation & Healthy Menu Awards**

Thursday, April 8, 2010

2:30 PM

Genesee County Health Dept  
Conference Rooms

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**License Applications** will be mailed shortly. Please remember to sign it and return with the appropriate license fee by April 30<sup>th</sup> to avoid late charges.