

CHAPTER 4620
DEPARTMENT OF HEALTH
CLEAN INDOOR AIR

4620.0100 DEFINITIONS

4620.1025 BARS

4620.0100 DEFINITIONS.*[For text of subps 1 and 2, see MR]*

Subp 4 **Bar.** "Bar" means any establishment or portion of an establishment where one can purchase and consume alcoholic beverages. Any such establishment or portion of an establishment is not considered a "bar" for the purposes of parts 4620.0050 to 4620.1500 if it has

A table and seating facilities for more than 50 people at one time, and

B licensed food service provided, in consideration of payment, excluding licensed limited food service establishments under Minnesota Statutes, section 157.16, subdivision 3, paragraph (e), clause (1).

[For text of subps 4a to 15, see MR]

Subp 16 **Restaurant.** "Restaurant" means any building, structure, or area used as, maintained as, or advertised as, or held out to the public as a food establishment as defined in part 4626.0020, subpart 35, which requires licensure under Minnesota Statutes, chapter 157, in consideration of payment other than a bar as defined in subpart 4

[For text of subps 16a and 17, see MR]

Statutory Authority: *MS s 31 101, 31 11, 144 05, 144 08, 144 12, 157 011*

History: *23 SR 519*

4620.1025 BARS.

During the hours of operation when food service is available to patrons that requires licensure as a restaurant under Minnesota Statutes, chapter 157, and as a food establishment under part 4626.0020, subpart 35, a bar must provide the same percent or greater of non-smoking seating as required for restaurants in part 4620.1000. During the hours of operation when a bar does not make such food service available, the bar may be designated as smoking-permitted in its entirety

Statutory Authority: *MS s 31 101, 31 11, 144 05, 144 08, 144 12, 157.011*

History: *23 SR 519*