

(2) For the purposes of paragraph (1)(i)5B of this subsection, "bar or bar area" means an area within a restaurant that is devoted to the serving of alcoholic beverages for consumption by guests on the premises and in which the serving of food is incidental to the consumption of the alcoholic beverages, and the immediately adjacent seating area.

(3) Notwithstanding the provisions of this subsection, a proprietor of an establishment described in paragraph (1) of this subsection may restrict or prohibit smoking on the premises of the establishment.]

5-101.

(a) In this title the following words have the meanings indicated.

(c) (1) "Employee" means, except as provided in § 5-401 of this title, an individual whom an employer employs, for a wage or other compensation, in the business of the employer.

(2) "Employee" includes:

(i) an individual whom a governmental unit employs;

(ii) an individual who is licensed as a taxicab driver and leases or rents a taxicab from a person who operates or owns a taxicab business in Baltimore City;

(iii) an individual who is employed for part-time or temporary help by a governmental unit or person who engages in a business that directly employs individuals to provide part-time or temporary help to another governmental unit or person; and

(iv) an individual who performs work for a governmental unit or person to whom the individual is provided by another governmental unit or person who engages in a business that directly employs individuals to provide part-time or temporary help.

(d) (1) "Employer" means:

(i) except as provided in § 5-401 of this title, a person who is engaged in commerce, industry, trade, or other business in the State and employs at least 1 employee in that business; or

(ii) a public body.