

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 1424

H. P. 1099

House of Representatives, March 12, 1973

Referred to the Committee on Legal Affairs. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mrs. White of Guilford.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

AN ACT to Prohibit Smoking in Public Places.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., T. 22, § 1572, additional. Title 22 of the Revised Statutes is amended by adding a new section 1572 to read as follows:

§ 1572. Smoking prohibited

No persons shall smoke tobacco in any public place. Whoever violates this section shall be punished by a fine of not less than \$10 and not more than \$20.

Sec. 2. R. S., T. 22, § 1573, additional. Title 22 of the Revised Statutes is amended by adding a new section 1573 to read as follows:

§ 1573. Definitions

As used in section 1572, unless the context otherwise indicates, the following words shall have the following meanings.

1. Public place. "Public place" means any place exposed to the public, where the public gather together or pass to and fro, or to which the public has a right to resort. This definition shall include, but not be limited, to the following:

A. All areas of buildings used by any part of the State, county or municipal government which are open to the public or are readily accessible to and frequently used by the public;

B. All stores in which merchandise is presented for sale, except that such a store may set aside special areas, through which customers are not required to pass, to be used for smoking;

C. Any public convenience, including, but not limited to, any ferryboat or steamboat, or any railroad car, any railroad station or waiting room, or any sidewalk or platform connected therewith, except that special railroad cars or sections of any other public conveyance may be set aside for smoking, if completely separate from the remainder of the conveyance;

D. All theatres, music halls and sports arenas, when enclosed, except that special areas, through which patrons are not required to pass, may be set aside to be used for smoking.

2. To smoke tobacco. "To smoke tobacco" means any use of tobacco which produces smoke, including, but not limited to, the use of cigarettes, cigars and pipes.

STATEMENT OF FACT

The purpose of this bill is reflected in the title.