

# MAINE STATE LEGISLATURE

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1 (New Draft of S.P. 68, L.D. 174)  
2 (New Title)

3 FIRST REGULAR SESSION  
4

5 ONE HUNDRED AND ELEVENTH LEGISLATURE  
6

7 Legislative Document

No. 1591

8  
9 S.P. 549

In Senate, May 11, 1983

10 Reported by Report "A" from the Committee on Health and Institutional  
11 Services and printed under Joint Rule 2.

12 Original bill presented by Senator Twitchell of Oxford.

JOY J. O'BRIEN, Secretary of the Senate

13  
14 STATE OF MAINE  
15

16 IN THE YEAR OF OUR LORD  
17 NINETEEN HUNDRED AND EIGHTY-THREE  
18

19 AN ACT to Require Signs Relating to  
20 Smoking in Retail Food Stores and Restaurants,  
21 and to Require a No-Smoking Area in Larger  
22 Restaurants.  
23

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

26 22 MRSA c. 269 is enacted to read:

27 CHAPTER 269

28 SMOKING IN FOOD STORES AND RESTAURANTS

29 §1681. Definitions

30 As used in this chapter, unless the context  
31 otherwise indicates, the following words have the  
32 following meanings.

1 1. Restaurant. "Restaurant" means any enclosed  
2 indoor restaurant or other enclosed indoor establish-  
3 ment which invites the public to be served food for  
4 consumption on the premises.

5 2. Retail food store. "Retail food store" means  
6 any store which sells articles used for food or drink  
7 for consumption off the store's premises.

8 3. Smoking. "Smoking" includes being in posses-  
9 sion of or responsible for a lighted cigar, ciga-  
10 rette, pipe or any other lighted smoking equipment.

11 §1682. Provision of signs

12 1. Restaurants. "Restaurants" shall display  
13 prominently, at or near the entrance, a sign indi-  
14 cating their policy on seating for smokers and  
15 nonsmokers, and shall encourage their patrons to make  
16 their seating requests known.

17 2. Retail food stores. If they prohibit smoking  
18 in the store, retail food stores shall display promi-  
19 nently, at or near the entrance, a sign notifying  
20 members of the public that no smoking is allowed.

21 §1683. Provision of no smoking area

22 Restaurants seating 50 or more patrons shall pro-  
23 vide a no smoking area.

24 STATEMENT OF FACT

25 This new draft retains the requirement for provi-  
26 sion of a no smoking area, but only in restaurants  
27 seating 50 or more patrons. There are no require-  
28 ments for barriers or specific ventilation systems.

29 All restaurants must post their policy on provid-  
30 ing seating for smokers and nonsmokers, and grocery  
31 stores which prohibit smoking must post signs to that  
32 effect.

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