

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
114TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 728, L.D. 1005, Bill, "An Act to Prohibit Smoking in Hospitals"

Amend the bill by striking out the title and inserting in its place the following:

'An Act to Prohibit Smoking in Hospitals and State Institutions'

Further amend the bill in that part designated "~~§1580-B.~~" in subsection 1 in the first line (page 1, line 7 in L.D.) by inserting after the following: "1." the following: 'Definitions.'

Further amend the bill in that part designated "~~§1580-B.~~" in subsection 1 by striking out all of paragraphs A and B (page 1, lines 10 to 17 in L.D.) and inserting in their place the following:

'A. "Hospital" means any hospital required to be licensed under chapter 405.

B. "State institution" has the same meaning as in Title 34-B, section 1001.

C. "Smoking" means carrying or having in one's possession a lighted cigarette, cigar, pipe or other object giving off or containing any substance giving off tobacco smoke.'

Further amend the bill in that part designated "~~§1580-B.~~" in subsection 2 in the first line (page 1, line 19 in L.D.) by striking out the following: "No" and inserting in its place the following: 'Beginning November 16, 1989, no'

Further amend the bill in that part designated "~~§1580-B.~~" in subsection 2 in the 2nd line (page 1, line 20 in L.D.) by inserting after the following: "hospital" the following: 'or state institution'

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Further amend the bill in that part designated "§1580-B." by striking out all of subsection 3 (page 1, lines 23 to 25 in L.D.) and inserting in its place the following:

'3. Exception. A patient or resident of a hospital or state institution may smoke in designated areas within the hospital or state institution if a licensed physician has written an order permitting the patient or resident to smoke.'

STATEMENT OF FACT

This amendment expands the smoking prohibition to include state institutions under the jurisdiction of the Department of Mental Health and Mental Retardation and provides that the prohibition will not take effect until November 16, 1989, to coincide with efforts already underway to restrict smoking by that date.

Reported by the Majority of the Committee on Human Resources
Reproduced and distributed under the direction of the Clerk of the House
5/18/89 (Filing No. H-232)