

MAINE STATE LEGISLATURE

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OK
R. of S.

L.D. 904

(Filing No. S-220)

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STATE OF MAINE
SENATE
116TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 666, L.D. 904, Bill, "An Act to Protect Maine Citizens From the Effects of Environmental Tobacco Smoke"

Amend the amendment by striking out everything after the title and before the statement of fact and inserting in its place the following:

'Amend the bill in section 1 in that part designated "~~§1541.~~" in subsection 4 in the 3rd line (page 1, line 31 in L.D.) by striking out the following: "paragraph J."

Further amend the bill in section 1 in that part designated "~~§1541.~~" by striking out all of subsection 5.

Further amend the bill in section 1 in that part designated "~~§1541.~~" in subsection 6 in the last line (page 1, line 39 in L.D.) by striking out the following: "smoke or containing any substance giving off smoke" and inserting in its place the following: 'tobacco smoke'

Further amend the bill in section 1 in that part designated "~~§1541.~~" by renumbering the subsections to read consecutively.

Further amend the bill in section 1 in that part designated "~~§1542.~~" by striking out all of subsection 2 and inserting in its place the following:

'2. Private residence; prohibition. Smoking is also prohibited in a private residence if the private residence is used as a licensed day care or baby-sitting service, in which case that portion of the private residence used to care for children is a public place for the period of time that children who are being cared for are present in that portion of the residence.'

SENATE AMENDMENT

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Further amend the bill by striking out all of section 4 and
inserting in its place the following:

Sec. 4. 22 MRSA §1578-B, as enacted by PL 1987, c. 687, is
repealed.

Sec. 5. 22 MRSA §1579-A, as amended by PL 1989, c. 451, §§1
and 2, is repealed.

Sec. 6. 22 MRSA §1580, as reallocated by PL 1983, c. 816, Pt.
A, §15, is repealed.

Sec. 7. 22 MRSA §1580-A, as enacted by PL 1985, c. 126, is
repealed.

Sec. 8. 22 MRSA §1580-B, as amended by PL 1991, c. 501, is
repealed.

Further amend the bill by renumbering the sections to read
consecutively.

Further amend the bill by inserting at the end before the
statement of fact the following:

FISCAL NOTE

The additional workload and administrative costs associated
with the minimal number of new cases filed in the court system
can be absorbed within the budgeted resources of the Judicial
Department. The collection of additional fines may increase
General Fund revenues by a minor amount.

The Department of Human Services will experience minor
savings as a result of eliminating the department's
responsibility to enforce restrictions placed on smoking in
restaurants and in places of employment.

STATEMENT OF FACT

This amendment deletes from the bill the exceptions to the
smoking prohibition. In addition, the amendment repeals from

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2 current law provisions that allow smoking in elementary and
secondary schools, restaurants, jury rooms, places of employment
4 and hospitals. The amendment also replaces the fiscal note.

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(Senator HARRIMAN)
SPONSORED BY: 
COUNTY: Cumberland

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SENATE AMENDMENT