

# MAINE STATE LEGISLATURE

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ROR

L.D. 1945

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DATE: 3/28/94

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
116TH LEGISLATURE  
SECOND REGULAR SESSION

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HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 724, L.D. 1945, Bill, "An Act to Amend the Public Smoking Laws"

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Amend the amendment in section 2 by striking out all of subsection 4 (page 1, lines 37 to 40 in amendment) and inserting in its place the following:

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'4. Mixed-use area. If 2 or more activities take place within an enclosed area and different smoking laws apply to the 2 or more activities, the law that applies to smoking in connection with each such activity applies to that activity in the part of the mixed-use area where that activity is located.'

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Further amend the amendment by striking out all of section 3 and inserting in its place the following:

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'Sec. 3. 22 MRSA §1545, as enacted by PL 1993, c. 342, §1 and affected by §9, is amended to read:

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**§1545. Penalty**

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A person or entity who violates any provision of this chapter commits a civil violation for which a forfeiture not to exceed ~~\$100~~ \$200 may be adjudged.'

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Further amend the amendment by striking out all of the fiscal note (page 2, lines 12 to 21 in amendment) and inserting in its place the following:

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FISCAL NOTE

The Judicial Department may realize some minor savings from reductions of workload and administrative costs associated with the minimal number of cases that will no longer be filed in the court system. Reductions in the collection of fines may decrease General Fund revenue by minor amounts.

The increase of the penalty for violations of the public smoking laws may increase General Fund revenue by minor amounts.

STATEMENT OF FACT

This amendment amends the provision in the committee amendment governing mixed-use areas to specify that the law that applies to smoking in connection with each activity applies to the part of the mixed-used area where that activity is located. This amendment also increases the maximum penalty for violations of public smoking laws from \$100 to \$200 and removes language from the committee amendment that increases the maximum penalty for subsequent offenses to \$500.

This amendment also adds a new fiscal note.

SPONSORED BY:

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