MAINE STATE LEGISLATURE

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118th MAINE LEGISLATURE

FIRST REGULAR SESSION-1997

Legislative Document

No. 413

S.P. 134

In Senate, January 23, 1997

An Act to Ban All Smoking within Workplaces, Restaurants and Public Accommodations.

Reference to the Committee on Health and Human Services suggested and ordered printed.

JOY J. O'BRIEN Secretary of the Senate

Presented by Senator MILLS of Somerset. Cosponsored by Representative TOWNSEND of Portland.

	Be it enacted by the People of the State of Maine as follows:
2	Sec. 1. 22 MRSA §1541, sub-§5, as enacted by PL 1993, c. 342, §1 and affected by §9, is repealed.
6	Sec. 2. 22 MRSA §1542, sub-§2, ¶¶D, E, G and H, as enacted by PL 1993, c. 342, §1 and affected by §9, are repealed.
8	Sec. 3. 22 MRSA §1542, sub-§2, ¶1, as enacted by PL 1993, c.
10	342, $\S 1$ and affected by $\S 9$, is amended to read:
12	I. Smoking is not prohibited in those portions of public places consisting of private offices when no member of the
14 16	public is present, subject - to the provisions of section 1580-A-and-provided - that smoking may be allowed in a private office.
18	Sec. 4. 22 MRSA §1542, sub-§2, ¶K, as enacted by PL 1993, c. 342, §1 and affected by §9, is repealed.
20	Sec. 5. 22 MRSA §1578-B, sub-§4, as amended by PL 1993, c.
22	342, §4 and affected by §9, is further amended to read:
24	4. Employees. School employees are prohibited from tobacco use in school buildings or on school grounds,-emeept-that-a-legal
26	seheel-beard-or-school-employees-may establish-through-sellestive
,	bargaining-a-designated-smoking-area-er-areas-in-accordance-with
28	section-1580-Asubsection-3. Any-school-employee-smoking-area must-be-lecated-away-from-areas-frequented-by-students.
30	Sec. 6. 22 MRSA §1579-A, as amended by PL 1989; c. 451, §§1
32	and 2, is repealed.
34	Sec. 7. 22 MRSA $\S1580\text{-A}$, as enacted by PL 1985, c. 126, is repealed.
36	Sec. 8. 22 MRSA §1580-B, sub-§4, as repealed and replaced by
38	PL 1989, c. 878, Pt. G, §1, is amended to read:
40	4. Smoking in state mental health institutes. Residents of a state mental health institute may smoke in a designated smoking
42	area. The designated smoking area must be enclosed and adequately ventilated. State mental health institutes shall
44	design and implement smoking cessation programs for residents. Smoking-by-employeesatstate-mentalhealthinstitutesis
46	governed-by-section-1580-A.
48	SUMMARY
50	LO CATALATALA AREA
	This bill bans smoking in all workplaces, restaurants and
52	other places of public accommodation.