

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
119TH LEGISLATURE
SECOND REGULAR SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1807, L.D. 2533, Bill, "An Act to Create a New Category of Liquor License and to Exempt Pool Halls, Bowling Alleys and Off-track Betting Facilities from the Prohibition Against Smoking"

Amend the amendment by inserting after the 2nd paragraph after the title and before section 1 the following:

'Sec. 1. 22 MRSA §1542, sub-§2, ¶G, as enacted by PL 1993, c. 342, §1 and affected by §9, is amended to read:

G. Smoking is not prohibited in taverns or lounges, including bowling center lounges as defined in Title 28-A, section 2, subsection 4-A and self-contained lounges as defined in Title 28-A, section 2, subsection 28-A.

Sec. 2. 22 MRSA §1542, sub-§2, ¶N is enacted to read:

N. Smoking is not prohibited in pool halls licensed under Title 28-A, section 1063-B.'

Further amend the amendment in section 3 by striking out all of subsection 28-A (page 2, lines 3 to 10 in amendment) and inserting in its place the following:

'28-A. Self-contained lounge. "Self-contained lounge" means a lounge that is part of an establishment licensed as a Class A restaurant/lounge as defined in subsection 15 that is separated from the dining room of that establishment by walls and by doors that are kept closed when not in use. The configuration of a self-contained lounge within a restaurant must ensure that there is no direct exchange of air between the dining room and the self-contained lounge. The restaurant must provide to patrons in the dining room all usual and necessary services of a

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2 restaurant so that entry into the self-contained lounge is not
3 required of restaurant patrons. A self-contained lounge must
4 provide adequate and separate ventilation from the remainder of
5 the facility. As used in this subsection, the term "adequate
6 ventilation" means an enclosed area that is separately vented and
7 under a negative pressure environment sufficient to prevent
8 tobacco smoke from entering any nonsmoking area in a building.
9 The ventilation rate in a designated smoking area must conform to
10 the standards for a smoking lounge of a national organization of
11 heating, refrigeration and air conditioning engineers.'

12 Further amend the bill by relettering or renumbering any
13 nonconsecutive Part letter or section number to read
14 consecutively.

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17
18 **SUMMARY**

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20 This amendment changes the requirements for a self-contained
21 lounge within a Class A restaurant/lounge. It adds to the
22 exceptions to the public smoking ban the following locations:
23 bowling center lounge, pool hall and self-contained lounge.
24

25
26 SPONSORED BY: *Elaine Fuller*
27 (Representative FULLER)

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29 TOWN: Manchester
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