

January 25, 2007

H 24. SMOKING IN STATE GOVT. BUILDINGS/PROHIBITION. Filed 1/25/07. *TO PROTECT THE PUBLIC FROM THE HEALTH RISKS OF SECONDHAND SMOKE BY PROHIBITING SMOKING IN BUILDINGS OWNED, LEASED, OR OCCUPIED BY STATE GOVERNMENT.* Effective January 1, 2008, (1) repeals GS Chapter 143, Article 64 (Smoking in Public Places) and (2) amends GS Chapter 130A to add new Article 23 (Smoking in Public Places) prohibiting smoking in state government buildings, except in areas inside of buildings used for medical or scientific research on smoking. Requires the posting of "no smoking" signs. Directs the Commission for Health Services to adopt rules that will be enforced by the Department of Environment and Natural Resources, Division of Environmental Health. Violations are punishable by a fine of no more than \$25. Applies to acts committed on or after January 1, 2008.
Intro. by Weiss, Glazier. GS 130A, 143

March 5, 2007

H 24. SMOKING IN GOVT. BUILDINGS/PROHIBITION. Filed 1/25/07. House committee substitute makes the following changes to 1st edition. Amends definition of state government building to include a building leased as lessor, or the area leased as lessee (was, leased) by state government. Provides that violations of the Article are not punishable as criminal violations (was, a person who continues to smoke inside a state government building following notice that smoking is not permitted is guilty of an infraction and punished by a fine of not more than \$25). Removes provision that the Department of Environment and Natural Resources, Division of Environmental Health is to enforce rules adopted implementing the Article. Removes the repeal of Article 64 of GS Chapter 143 (Smoking in Public Places). Adds school facilities, school campuses, school-related or school-sponsored events, or other school property to the places local school boards may regulate smoking without interference by the act. Effective January 1, 2008, enacts GS 130A-498 allowing a local government to adopt an ordinance, law, or rule restricting smoking in: (1) buildings owned, leased as lessor, or the area leased as lessee and occupied by the local government; and (2) any place on a public transportation vehicle owned or leased by local government and used by the public. Effective January 1, 2008, amends GS 143-601 to allow the regulation of smoking in the facilities listed only if they are not owned, leased, or occupied by local government. Facilities that are owned, leased, or occupied by local government are governed by Article 23 of GS Chapter 130A. Makes conforming changes.

March 6, 2007

H 24. SMOKING IN GOVT. BUILDINGS/PROHIBITION. Filed 1/25/07. House amendment #1 makes the following changes to 2nd edition. Deletes Section 2 (stating that nothing in this act is to be construed to interfere or impair with efforts of local school boards to regulate or prohibit smoking in the schools). Expands the list of facilities where the local government may restrict smoking in public places to include (1) buildings and grounds where local health departments and social services departments are housed, and (2) public school grounds, facilities, property, vehicles, activities, and events. Adds definition for grounds as it applies to health and social services departments. Makes technical changes.

June 20, 2007

H 24. SMOKING IN GOVT. BUILDINGS/PROHIBITION. Filed 1/25/07. Senate committee substitute makes the following changes to 3rd edition. Modifies proposed new GS 130A-498 to provide that a county ordinance adopted regarding local government regulation of smoking in public places is subject to the provisions of GS 153A-122 (regarding territorial jurisdiction of county ordinances).

June 26, 2007

H 24. SMOKING IN GOVT. BUILDINGS/PROHIBITION. Filed 1/25/07. Senate amendment makes the following changes to 4th edition. Modifies proposed new GS 130A-493 to provide that the article becomes effective beginning with the 2008-09 academic year for previously designated

smoking rooms in residence halls. Enacts new GS 130A-493.1 to provide that nothing in the article repeals any other law prohibiting smoking or limits any law allowing the regulation or prohibition of smoking on the grounds of buildings. Provides that if S 1086 (Tobacco Free Schools) becomes law, then GS 130A-498(b)(3) [schools and school-sponsored events] is repealed as of August 1, 2008. Also provides that if S 862 (UNC Smoke Free) becomes law, then GS 130A-493.1 is amended to make a conforming change.

July 9, 2007

SL 2007-193 (H 24). SMOKING IN STATE GOVERNMENT BUILDINGS/PROHIBITION. *AN ACT TO PROTECT THE PUBLIC FROM THE HEALTH RISKS OF SECONDHAND SMOKE BY PROHIBITING SMOKING IN BUILDINGS OWNED, LEASED, OR OCCUPIED BY STATE GOVERNMENT; AND TO AUTHORIZE LOCAL GOVERNMENTS TO REGULATE SMOKING IN BUILDINGS AND TRANSPORTATION VEHICLES OWNED, LEASED, OR OCCUPIED BY LOCAL GOVERNMENT AS RECOMMENDED BY THE JUSTUS-WARREN HEART DISEASE AND STROKE PREVENTION TASK FORCE.* Summarized in *Daily Bulletin* 1/25/07, 3/5/07, 3/6/07, 6/20/07, and 6/26/07. Enacted July 8, 2007. Effective July 8, 2007.