

2012 -- H 7166

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LC00474
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2012

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A N A C T

RELATING TO HEALTH AND SAFETY -- OUTDOOR SMOKING

Introduced By: Representatives Morrison, Naughton, Gallison, and McNamara

Date Introduced: January 18, 2012

Referred To: House Health, Education & Welfare

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 23-20.10-3 of the General Laws in Chapter 23-20.10 entitled
2 "Public Health and Workplace Safety Act" is hereby amended to read as follows:

3 **23-20.10-3. Prohibition of smoking in public places.** – (a) Smoking shall be prohibited
4 in all enclosed public places within the state of Rhode Island, including, but not limited to, the
5 following places:

6 (1) Aquariums, galleries, libraries and museums;

7 (2) Areas available to and customarily used by the general public in businesses and
8 nonprofit entities patronized by the public, including, but not limited to, professional offices,
9 banks, laundromats, hotels and motels.

10 (3) Bars;

11 (4) Bingo facilities when a bingo game is in progress;

12 (5) Convention facilities;

13 (6) Elevators;

14 (7) Facilities primarily used for exhibiting a motion picture, stage, drama, lecture,
15 musical, recital or other similar performance;

16 (8) Health care facilities;

17 (9) Licensed child care and adult day care facilities;

18 (10) Lobbies, hallways and other common areas in apartment buildings, condominiums,
19 trailer parks, retirement facilities, nursing homes and other multiple unit residential facilities with

- 1 more than four (4) units;
- 2 (11) Polling places;
- 3 (12) Public transportation facilities, including buses and taxicabs, under the authority of
- 4 the state of Rhode Island, and ticket, boarding and waiting areas of public transit depots;
- 5 (13) Restaurants;
- 6 (14) Restrooms, lobbies, reception areas, hallways and other common use areas;
- 7 (15) Retail stores;
- 8 (16) Rooms, chambers, places of meeting or public assembly, including school
- 9 buildings, under the control of an agency, board, commission, committee or council of the state of
- 10 Rhode Island or a political subdivision of the state when a public meeting is in progress, to the
- 11 extent the place is subject to the jurisdiction of the state of Rhode Island;
- 12 (17) Schools; including, primary, secondary and post-secondary education facilities;
- 13 (18) Service lines;
- 14 (19) Shopping malls;
- 15 (20) Sports arenas, including outdoor arenas.

16 [\(b\) Smoking shall be prohibited in the following unenclosed areas within the state of](#)

17 [Rhode Island:](#)

- 18 [\(1\) Public beaches;](#)
- 19 [\(2\) Public parks;](#)
- 20 [\(3\) Public playgrounds and recreation areas; and](#)
- 21 [\(4\) Pedestrian malls and plazas.](#)

22 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO HEALTH AND SAFETY -- OUTDOOR SMOKING

- 1 This act would prohibit smoking in certain outdoor areas.
- 2 This act would take effect upon passage.

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