

1 **SMOKING IN PUBLIC PLACES AMENDMENTS**

2 2016 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Evan J. Vickers**

5 House Sponsor: _____

6

LONG TITLE

7 **General Description:**

8 This bill modifies provisions of the Utah Indoor Clean Air Act.

9 **Highlighted Provisions:**

10 This bill:

11

- 12 ▶ removes certain smoking prohibition exceptions for an international airport
- 13 passenger terminal.

14 **Money Appropriated in this Bill:**

15 None

16 **Other Special Clauses:**

17 None

18 **Utah Code Sections Affected:**

19 AMENDS:

20 **26-38-3**, as last amended by Laws of Utah 2009, Chapter 383

21

Be it enacted by the Legislature of the state of Utah:

22 Section 1. Section **26-38-3** is amended to read:

23 **26-38-3. Restriction on smoking in public places.**

24 (1) Except as provided in Subsection (2), smoking is prohibited in all enclosed indoor
25 places of public access and publicly owned buildings and offices.

26 (2) Subsection (1) does not apply to:
27



28 (a) areas not commonly open to the public of owner-operated businesses having no
29 employees other than the owner-operator; and

30 (b) guest rooms in hotels, motels, "bed and breakfast" lodging facilities, and other
31 similar lodging facilities, but smoking is prohibited under Subsection (1) in the common areas
32 of these facilities, including dining areas and lobby areas~~;~~and].

33 [~~(c) separate enclosed smoking areas;~~]

34 [~~(i) located in the passenger terminals of an international airport located in the city of~~
35 ~~the first class;~~]

36 [~~(ii) vented directly to the outdoors; and~~]

37 [~~(iii) certified, by a heating, ventilation, and air conditioning engineer licensed by the~~
38 ~~state, to prevent the drift of any smoke to any nonsmoking area of the terminal.]~~

Legislative Review Note
Office of Legislative Research and General Counsel