

1 H.579

2 Introduced by Representatives Donahue of Northfield, Batchelor of Derby,  
3 Burditt of West Rutland, Frank of Underhill, Haas of Rochester,  
4 Krowinski of Burlington, McFaun of Barre Town, Mrowicki of  
5 Putney, Pugh of South Burlington, and Trieber of Rockingham

6 Referred to Committee on

7 Date:

8 Subject: Health; tobacco; State-operated health care facilities

9 Statement of purpose of bill as introduced: This bill proposes to prohibit  
10 smoking on the grounds of State-operated health care facilities.

11 An act relating to smoking at State-operated health care facilities

12 It is hereby enacted by the General Assembly of the State of Vermont:

13 Sec. 1. 18 V.S.A. § 1741 is amended to read:

14 § 1741. DEFINITIONS

15 As used in this chapter:

16 (1) "Tobacco products" shall have the meaning given in 7 V.S.A.

17 § 1001.

18 (2) "A place of public access" means any place of business, commerce,  
19 banking, financial service, or other service-related activity, whether publicly or  
20 privately owned and whether operated for profit or not, to which the general

1 public has access or which the general public uses, including buildings, offices,  
2 means of transportation, common carrier waiting rooms, arcades, restaurants,  
3 bars and cabarets, retail stores, grocery stores, libraries, theaters, concert halls,  
4 auditoriums, arenas, barber shops, hair salons, laundromats, shopping malls,  
5 museums, art galleries, sports and fitness facilities, planetariums, historical  
6 sites, common areas of nursing homes, hospitals, resorts, hotels and motels,  
7 including the lobbies, hallways, elevators, restaurants, restrooms, cafeterias,  
8 and buildings or facilities owned or operated by a social, fraternal, or religious  
9 club.

10 (3) “Publicly owned buildings and offices” means enclosed indoor  
11 places or portions of such places owned, leased, or rented by ~~state~~ State,  
12 county, or municipal governments, or by agencies supported by appropriation  
13 of, or by contracts or grants from, funds derived from the collection of federal,  
14 ~~state~~ State, county, or municipal taxes.

15 (4) “Health care facility” shall have the same meaning as in  
16 section 9432 of this title.

17 Sec. 2. 18 V.S.A. § 1742 is amended to read:

18 § 1742. RESTRICTIONS ON SMOKING IN PUBLIC PLACES

19 (a) The possession of lighted tobacco products in any form is prohibited in  
20 the common areas of all enclosed indoor places of public access and publicly  
21 owned buildings and offices.

1        (b) Notwithstanding the contractual rights negotiated by State employees,  
2        the possession of lighted tobacco products in any form is prohibited on the  
3        grounds of a health care facility operated by the State, including both the  
4        enclosed indoor places of the facility and the surrounding outdoor property.

5        Sec. 3. EFFECTIVE DATE

6        This act shall take effect on July 1, 2014.