

1 TO THE HONORABLE SENATE:

2 The Committee on Health and Welfare to which was referred House Bill
3 No. 217 entitled “An act relating to smoking in lodging establishments,
4 hospitals, and child care facilities, and on State lands” respectfully reports that
5 it has considered the same and recommends that the Senate propose to the
6 House that the bill be amended as follows:

7 First: In Sec. 2, 18 V.S.A. § 1741, by striking out subdivision (2)(R) in its
8 entirety and relettering the remaining subdivisions to be alphabetically correct.

9 Second: In Sec. 3, 18 V.S.A. § 1742, by striking out subsection (a) in its
10 entirety and inserting in lieu thereof a new subsection (a) to read as follows:

11 (a) The possession of lighted tobacco products in any form is prohibited in:

12 (1) the common areas of all enclosed indoor places of public access and
13 publicly owned buildings and offices;

14 (2) all enclosed indoor places in lodging establishments used for
15 transient traveling or public vacationing, such as resorts, hotels, and motels,

16 including sleeping quarters and adjoining rooms rented to guests;

17 (3) designated smoke-free areas of property or grounds owned by or
18 leased to the State; and

19 (4) any other area within 25 feet of State-owned buildings and offices,
20 except that to the extent that any portion of the 25-foot zone is not on State
21 property, smoking is prohibited only in that portion of the zone that is on State

1 property unless the owner of the adjoining property chooses to designate his or
2 her property smoke-free.

3 Third: By striking out Sec. 4, 16 V.S.A. § 140, in its entirety and inserting
4 in lieu thereof a new Sec. 4 to read as follows:

5 Sec. 4. 16 V.S.A. § 140 is amended to read:

6 § 140. TOBACCO USE PROHIBITED ON PUBLIC SCHOOL GROUNDS

7 No person shall be permitted to use tobacco or tobacco substitutes as
8 defined in 7 V.S.A. § 1001 on public school grounds ~~and no student shall be~~
9 ~~permitted to use tobacco~~ or at public school sponsored functions. ~~Each public~~
10 ~~school board shall adopt policies prohibiting the possession and use of tobacco~~
11 ~~products by students at all times while under the supervision of school staff.~~
12 ~~These policies shall~~ Public school boards may adopt policies that include
13 confiscation and appropriate referrals to law enforcement authorities.

14

15

16 (Committee vote: _____)

17

18

Senator _____

19

FOR THE COMMITTEE