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H.69

Introduced by Representatives Dolan of Essex Junction and Houghton of
Essex Junction

Referred to Committee on

Date:

Subject: Health; places of public access; multiunit dwelling; tobacco; smoking

Statement of purpose of bill as introduced: This bill proposes to prohibit
smoking cigarettes or using electronic cigarettes within 25 feet of any place of
public access or of a multiunit dwelling.

An act relating to banning smoking outside places of public access and
multiunit housing

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

Sec. 1. 18 V.S.A. § 1742 is amended to read:

§ 1742. RESTRICTIONS ON SMOKING IN PUBLIC PLACES

(a) The possession of lighted tobacco products or use of tobacco substitutes
in any form is prohibited in:

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

1 (2) all enclosed indoor places in lodging establishments used for
2 transient traveling or public vacationing, such as resorts, hotels, and motels,
3 including sleeping quarters and adjoining rooms rented to guests;

4 (3) designated smoke-free areas of property or grounds owned by or
5 leased to the State or a municipality, whether enclosed or unenclosed; ~~and~~

6 (4) any ~~other~~ area within 25 feet of a place of public access, including
7 all State-owned buildings and offices, ~~except that to the extent that any portion~~
8 ~~of the 25-foot zone is not on State property, smoking is prohibited only in that~~
9 ~~portion of the zone that is on State property unless the owner of the adjoining~~
10 ~~property chooses to designate his or her property smoke free; and~~

11 (5) any area within 25 feet of any entrance, exit, window, or vent of a
12 multiunit dwelling.

13 (b) The possession of lighted tobacco products or use of tobacco substitutes
14 in any form is prohibited on the grounds of any hospital or secure residential
15 recovery facility owned or operated by the State, including all enclosed places
16 in the hospital or facility and the surrounding outdoor property.

17 (c) Nothing in this section shall be construed to restrict the ability of
18 residents of the Vermont Veterans' Home to possess lighted tobacco products
19 or use tobacco substitutes in the indoor area of the facility in which smoking is
20 permitted.

1 (d) Nothing in this chapter shall be construed to prohibit the use of tobacco
2 substitutes in a business that does not sell food or beverages but is established
3 for the sole purpose of providing a setting for patrons to purchase and use
4 tobacco substitutes and related paraphernalia.

5 Sec. 2. EFFECTIVE DATE

6 This act shall take effect on July 1, 2023.