

Original sponsor: Miller, Anderson,  
Beirne, et al

Offered: 5/1/75

1 IN THE HOUSE

BY THE RULES COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 129 (Rules)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act limiting smoking in public places and vehicles."

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 \* Section 1. AS 18.35 is amended by adding new sections to read:

9 ARTICLE 4. HEALTH NUISANCES.

10 Sec. 18.35.300. SMOKING IN PUBLIC PLACES, VEHICLES PROHIBITED.

11 Smoking in any form in any one of the following places or vehicles  
12 used by or open to the public creates a public nuisance dangerous to  
13 the public health and is prohibited:

14 (1) a train, plane, bus, or elevator;

15 (2) a library, indoor theater, museum, lecture or concert  
16 hall, gymnasium, or swimming pool;

17 (3) a publicly operated school;

18 (4) the public waiting room of a physician, dentist, physio-  
19 therapist, podiatrist, chiropractor, or any other practitioner of the  
20 healing arts;

21 (5) the public waiting room of laboratories associated with  
22 health care or the healing arts; or

23 (6) the waiting room, rest room, lobby or hallway of a hos-  
24 pital, nursing home, rest home or other health care institution or  
25 facility.

26 Sec. 18.35.310. EXEMPTIONS. Smoking in the places or vehicles  
27 set out in sec. 300 of this chapter is permitted if

28 (1) the smoking is confined to areas which are specifically  
29 designated as smoking areas;

1 (2) the place, vehicle or passenger-carrying common carrier  
2 is being used for a private gathering or affair which is privately  
3 sponsored and is not open to the general public; or

4 (3) the smoking is done by performers upon the stage as part  
5 of a theatrical production.

6 Sec. 18.35.320. DISPLAY OF SMOKING PROHIBITED SIGNS. Every  
7 owner, manager, proprietor or other person who has control of a place or  
8 vehicle set out in sec. 300 of this chapter shall conspicuously display  
9 in the place or vehicle a sign reading "Smoking Prohibited by Law".

10 Sec. 18.35.330. PENALTIES. A person who violates a provision of  
11 sec. 300 or 320 of this chapter is punishable by a civil fine of not  
12 more than \$100 for each offense. Punishment under this section shall be  
13 initiated only by civil complaint or citation. The court may establish  
14 procedures for payment of fines by mail. Criminal records shall not be  
15 maintained for penalties imposed under this section.

16 Sec. 18.35.340. DEFINITIONS. In secs. 300 - 340 of this chapter  
17 "smoke" or "smoking" means the carrying, possession, or smoking of a  
18 lighted pipe, lighted cigar, or lighted cigarette of any kind, or other  
19 lighted smoking material, or the lighting of it.  
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