

Original sponsor: Miller

Offered: 3/4/75  
Referred: Rules

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

2 CS FOR SENATE BILL NO. 148

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act concerning smoking in public places."

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. TOBACCO SMOKING IN PUBLIC PLACES, VEHICLES PRO-  
11 HIBITED. Smoking tobacco in any form in any one of the following places  
12 or vehicles used by or open to the public creates a public nuisance  
13 dangerous to 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 set  
27 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 owner,  
7 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 this chapter is, upon conviction, guilty of a misdemeanor and is punish-  
12 able by a fine of not less than \$10 nor more than \$100 for each offense.

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