

HB

136

FISCAL NOTE

STATE OF ALASKA
2001 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB 136
 () Publish Date: _____

Revision Date/Time (Note if correction): 02/23/2001 10:50a.m. Dept. Affected: DCED
 Title: Municipal Regulation of Smoking BRU: Comm. Asst. & Econ Dev
 Component: Community & Business Development
 Sponsor: Representative Meyer Component Number: 2486
 Requester: House CRA

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
-----------------------------	--	--	--	--	--	--

CHANGE IN REVENUES ()						
-------------------------------	--	--	--	--	--	--

FUND SOURCE (Thousands of Dollars)

FUND SOURCE	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2001) cost: 0.0

Check this box (X) if funding for this bill is included in the Governor's FY 2002 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This legislation would have no fiscal impact on the department.

Prepared by: Pat Poland, Director
 Division: Community & Business Development
 Approved by: Commissioner Deborah B. Sedwick
 Agency: Department of Community & Economic Development

Phone 907-269-4580
 Date/Time 02/23/2001 10:50a.m.
 Date 2/23/2001

For distribution information, call the Governor's Legislative Office



REPRESENTATIVE KEVIN MEYER

HOUSE DISTRICT 19

SPONSOR STATEMENT

HB 136

“An Act relating to municipal regulation of smoking in certain places.”

House Bill 136 would add an additional section to AS.18.35, regarding “local government regulation of smoking in public places and workplaces.” The purpose of this bill is to make clear the intent of the Alaska State Legislature that it does not restrict local governments from enacting stricter laws regulating smoking in public buildings and workplaces in their communities.

Local governments in Alaska are in a unique position to respond to and enforce their communities’ requests for greater regulation of smoking. The proposed legislation recognizes the rights of citizens at the local level of government to petition their local representatives for more restrictive measure adaptable to their communities regarding smoking. The Municipality of Anchorage has recently responded to its citizens’ requests for local regulation of smoking in public buildings and workplaces, and experienced a successful implementation of its “Prohibition of Smoking in Public Places” ordinance.

Numerous studies have confirmed that smoking tobacco products is a major contributor to indoor air pollution, and that breathing second-hand smoke is a cause of numerous diseases, including lung cancer, heart disease, respiratory infection, etc., even in non-smokers. Children, elderly, individuals with cardiovascular disease, and individuals with impaired respiratory functions, are at special risk. More restrictive measures that can be developed and enforced at a local level are needed regarding smoking, particularly in the workplace and in the access area around public buildings, in order to protect public health and allow for equality of employment opportunities.

It is in the public interest and the best interest of the State to protect the public health and welfare of the citizens of Alaska, by allowing local governments to enact and enforce stricter regulation of smoking than currently prescribed in AS 18.35.

HOUSE BILL NO. 136

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE MEYER

Introduced: 2/21/01

Referred:

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to municipal regulation of smoking in certain places."**

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 *** Section 1.** AS 18.35 is amended by adding a new section to read:

4 **Sec. 18.35.357. Municipal regulation.** A municipality may adopt and
5 enforce an ordinance that places prohibitions or restrictions that are additional to or
6 more strict than those required under AS 18.35.300 - 18.35.330 on smoking in or near
7 workplaces or buildings that are open to the public. An ordinance adopted under this
8 section may not apply in or near a building or workplace that is occupied or managed
9 by the state or federal government.