

SB0091/433421/1

BY: Senator Colburn

AMENDMENTS TO SENATE BILL 91, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

Strike the Finance Committee Amendments (SB0091/957079/1) in their entirety.

AMENDMENT NO. 2

On page 1 of the bill, in line 2, strike “Clean Indoor Air Act of 2007” and substitute “Restaurants and Bars – Smoking Permitted – Signs”; strike beginning with “prohibiting” in line 3 down through “employment” in line 22 and substitute “requiring certain restaurants and bars in which the smoking of tobacco products is permitted to post a certain sign in a certain location; establishing certain penalties; requiring the director of certain health facilities to post a certain sign in certain locations in which the smoking of tobacco products is permitted in a certain location; declaring that nothing in this Act shall be construed to preempt a certain entity from enacting and enforcing certain measures; and generally relating to required signage in areas in restaurants and bars that permit smoking”.

On pages 1 and 2 of the bill, strike beginning with “BY” in line 23 on page 1 down through “Supplement)” in line 4 on page 2.

On page 2 of the bill, in lines 5 and 27, in each instance, after “repealing” insert “and reenacting, with amendments,”; in line 15, after “repealing” insert “and reenacting, without amendments,”; and strike in their entirety lines 21 through 26, inclusive.

On page 3 of the bill, strike in their entirety lines 1 through 11, inclusive.

(Over)

AMENDMENT NO. 3

On page 3 of the bill, strike in their entirety lines 14 through 27, inclusive; in line 30, strike the bracket; and in line 32, strike “(3)” and substitute “(4)”.

AMENDMENT NO. 4

On page 5 of the bill, after line 10, insert:

“(3) (I) ANY RESTAURANT OR BAR IN WHICH THE SMOKING OF TOBACCO PRODUCTS IS PERMITTED SHALL POST A “SMOKING PERMITTED” SIGN IN A CONSPICUOUS LOCATION AT THE PUBLIC ENTRANCE OF EACH LOCATION.

(II) A PERSON WHO VIOLATES SUBPARAGRAPH (I) OF THIS PARAGRAPH IS SUBJECT TO A CIVIL PENALTY OF:

1. NOT MORE THAN \$500 FOR THE FIRST OFFENSE;

AND

2. NOT MORE THAN \$1,000 FOR A SECOND OR SUBSEQUENT OFFENSE.”;

in line 11, strike “(3)” and substitute “(4)”; and in line 13, strike the bracket.

AMENDMENT NO. 5

On page 6 of the bill, in line 1, strike the brackets; strike beginning with “**NOTWITHSTANDING**” in line 1 down through the second “**THIS**” in line 2; in line 9, after “(2)” insert “(I)”; after line 11, insert:

“(II) THE DIRECTOR OF A FACILITY SHALL POST A “SMOKING PERMITTED” SIGN IN A CONSPICUOUS LOCATION AT THE PUBLIC ENTRANCE OF EACH LOCATION WHERE SMOKING IS PERMITTED.

“(III) A PERSON WHO VIOLATES SUBPARAGRAPH (II) OF THIS PARAGRAPH IS SUBJECT TO A CIVIL PENALTY OF:

- 1. NOT MORE THAN \$500 FOR THE FIRST OFFENSE;**
- AND**
- 2. NOT MORE THAN \$1,000 FOR A SECOND OR SUBSEQUENT OFFENSE.”;**

in line 13, strike the brackets; and in line 14, strike the bracket.

AMENDMENT NO. 6

On page 7 of the bill, in lines 2, 3, 13, 14, 24, and 25, in each instance, strike the bracket.

On page 8 of the bill, in lines 4, 5, and 10, in each instance, strike the bracket.

AMENDMENT NO. 7

On pages 8 through 11 of the bill, strike in their entirety the lines beginning with line 11 on page 8 through line 16 on page 11, inclusive.

On page 11 of the bill, in line 19, strike the bracket; and in line 21, strike “(3)” and substitute “**(4)**”.

AMENDMENT NO. 8

On page 13 of the bill, after line 3, insert:

(Over)

“(3) (I) ANY RESTAURANT OR BAR IN WHICH THE SMOKING OF TOBACCO PRODUCTS IS PERMITTED SHALL POST A “SMOKING PERMITTED” SIGN IN A CONSPICUOUS LOCATION AT THE PUBLIC ENTRANCE OF EACH LOCATION.

(II) A PERSON WHO VIOLATES SUBPARAGRAPH (I) OF THIS PARAGRAPH IS SUBJECT TO A CIVIL PENALTY OF:

1. NOT MORE THAN \$500 FOR THE FIRST OFFENSE;
- AND
2. NOT MORE THAN \$1,000 FOR A SECOND OR SUBSEQUENT OFFENSE.”;

in line 4, strike “(3)” and substitute “(4)”; and in line 6, strike the bracket.

AMENDMENT NO. 9

On page 14 of the bill, in line 15, strike the bracket; and in line 17, strike “(3)” and substitute “(4)”.

On page 15 of the bill, after line 30, insert:

“(3) (I) ANY RESTAURANT OR BAR IN WHICH THE SMOKING OF TOBACCO PRODUCTS IS PERMITTED SHALL POST A “SMOKING PERMITTED” SIGN IN A CONSPICUOUS LOCATION AT THE PUBLIC ENTRANCE OF EACH LOCATION.

(II) A PERSON WHO VIOLATES SUBPARAGRAPH (I) OF THIS PARAGRAPH IS SUBJECT TO A CIVIL PENALTY OF:

1. NOT MORE THAN \$500 FOR THE FIRST OFFENSE;
- AND
2. NOT MORE THAN \$1,000 FOR A SECOND OR
SUBSEQUENT OFFENSE.”;

in line 31, strike “(3)” and substitute “(4)”; and in line 33, strike the bracket.

AMENDMENT NO. 10

On page 16 of the bill, strike in their entirety lines 1 through 26, inclusive; and in line 27, strike “3.” and substitute “2.”.

On page 17 of the bill, in line 1, strike “4.” and substitute “3.”.