

SB0716/583828/1

BY: Senator Jennings

AMENDMENTS TO SENATE BILL 716
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “**Atmosphere**” insert “**or Improperly Discarding a Cigarette**”; in line 6, after “atmosphere;” insert “**prohibiting a person from discarding a cigarette except in a trash receptacle or designated cigarette receptacle;**”; in line 10, strike the first “a”; in the same line, strike “penalty” and substitute “**penalties**”; in line 12, after “atmosphere” insert “**or improperly discarding a cigarette**”; and in line 15, after “9-2301” insert “**and 9-2302**”.

AMENDMENT NO. 2

On page 3, after line 3, insert:

“9-2302.

(A) IN THIS SECTION “CIGARETTE” MEANS ANY SIZE OR SHAPED ROLL FOR SMOKING THAT IS MADE OF TOBACCO OR TOBACCO MIXED WITH ANOTHER INGREDIENT AND WRAPPED IN PAPER OR IN ANY OTHER MATERIAL EXCEPT TOBACCO.

(B) A PERSON MAY NOT DISCARD A CIGARETTE EXCEPT IN A TRASH RECEPTACLE OR DESIGNATED CIGARETTE RECEPTACLE.

(C) A PERSON WHO VIOLATES THIS SECTION IS SUBJECT TO A CIVIL PENALTY NOT EXCEEDING \$100 PER VIOLATION.

(D) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE DEPARTMENT SHALL ENFORCE THIS SECTION.

(Over)

(2) THE DEPARTMENT MAY DELEGATE ITS AUTHORITY TO ENFORCE THIS SECTION TO AN ENFORCEMENT UNIT, OFFICE, OR OFFICIAL OF A COUNTY, A MUNICIPALITY, OR ANY OTHER LOCAL GOVERNMENT.

(3) AN ENFORCEMENT UNIT, OFFICER, OR OFFICIAL OF A LOCAL GOVERNMENT WITH DELEGATED AUTHORITY SHALL REPORT EACH VIOLATION UNDER THIS SECTION TO THE DEPARTMENT.”