

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

A Bill

HOUSE BILL 1722

5 By: Representative D. Ferguson
6

For An Act To Be Entitled

8 AN ACT TO PROHIBIT THE USE OF E-CIGARETTES ON EACH
9 CAMPUS OF STATE-SUPPORTED INSTITUTIONS OF HIGHER
10 EDUCATION; AND FOR OTHER PURPOSES.
11

Subtitle

12
13 TO PROHIBIT THE USE OF E-CIGARETTES ON
14 EACH CAMPUS OF STATE-SUPPORTED
15 INSTITUTIONS OF HIGHER EDUCATION.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 6-60-803 is amended to read as follows:
22 6-60-803. Definitions.

23 As used in this subchapter:

24 (1) "Campus" means all property, including buildings and
25 grounds, that are owned or operated by a state-supported institution of
26 higher education;

27 (2) "E-cigarette" means an electronic oral device that provides
28 a vapor of nicotine or other substance that, when used or inhaled, simulates
29 smoking, including without limitation a device that:

30 (A) Is composed of a heating element, battery, or
31 electronic circuit or a combination of heating element, battery, and
32 electronic circuit;

33 (B) Works in combination with a liquid nicotine delivery
34 device composed, either in whole or in part, of pure nicotine and propylene
35 glycol and manufactured for use with e-cigarettes; and

36 (C) Is manufactured, distributed, marketed, or sold as an



1 e-cigarette, e-cigar, e-pipe, or under any other name or descriptor;

2 ~~(2)~~(3) "Employee" means an individual who is employed by a
 3 state-supported institution of higher education in consideration for direct
 4 or indirect monetary wages or profit;

5 ~~(3)~~(4) "Governing authority" means the administrative branch of
 6 the state-supported institution of higher education;

7 ~~(4)~~(5) "Guest" means a visitor to the campus of a state-
 8 supported institution of higher education;

9 ~~(5)~~(6) "Secondhand smoke" means smoke:

10 (A) Emitted from lighted, smoldering, or burning tobacco
 11 when the person is not inhaling;

12 (B) Emitted at the mouthpiece during puff drawing; and

13 (C) Exhaled by the person smoking;

14 ~~(6)~~(7) "Smoking" means inhaling, exhaling, burning, or carrying
 15 any:

16 (A) Lighted tobacco product, including cigarettes, cigars,
 17 and pipe tobacco; and

18 (B) Other lighted combustible plant material; and

19 ~~(7)~~(8) "Student" means an individual enrolled in a credit or
 20 noncredit course at a state-supported institution of higher education.

21
 22 SECTION 2. Arkansas Code § 6-60-804(a), concerning the prohibition of
 23 smoking on state-supported institutions of higher education, is amended to
 24 read as follows:

25 (a) ~~Beginning on August 1, 2010, smoking~~ Smoking or the use of e-
 26 cigarettes is prohibited on each campus of state-supported institutions of
 27 higher education.

30 **APPROVED: 03/31/2015**