

**Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.**

INTERIM STUDY PROPOSAL 2007-161

1  
2 State of Arkansas  
3 86th General Assembly  
4 Regular Session, 2007

# A Bill

SENATE BILL 995

5  
6 By: Senator Steele

7 Referred to  
8 Public Health, Welfare And Labor Committee - Senate  
9 by the Arkansas Senate  
10 on 03/29/2007

## For An Act To Be Entitled

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13 AN ACT TO CLARIFY THE EXEMPTIONS TO THE ARKANSAS  
14 CLEAN INDOOR AIR ACT OF 2006; AND FOR OTHER  
15 PURPOSES.  
16

### Subtitle

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19 AN ACT TO CLARIFY THE EXEMPTIONS TO THE  
20 ARKANSAS CLEAN INDOOR AIR ACT OF 2006.  
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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25 SECTION 1. Arkansas Code § 20-27-1805 is amended to read as follows:  
26 20-27-1805. Exemptions.

27 An owner or operator of any of the following areas may exempt itself  
28 from this subchapter:

29 (1) Private residences except when used as a licensed child  
30 care, adult daycare, or health care facility;

31 (2)(A) Hotel and motel rooms that are rented to guests and are  
32 designated as smoking rooms.

33 (B) However, if a hotel or motel has more than twenty-five  
34 (25) guest rooms, not more than twenty percent (20%) of rooms rented to  
35 guests in the hotel or motel may be designated as exempt from this  
36 subchapter;

1 (3)(A) All workplaces of any employer with fewer than three (3)  
2 employees.

3 (B) This exemption does not apply to any public place;

4 (4) A retail tobacco store, if secondhand smoke from the store  
5 does not infiltrate into areas in which smoking is prohibited under this  
6 subchapter;

7 (5) Areas within long-term care facilities that are designated  
8 by the long-term care facilities as a smoking area ~~or~~ and for supervised  
9 patient smoking only;

10 (6) Outdoor areas of places of employment;

11 (7) All workplaces of any manufacturer, importer, or wholesaler  
12 of tobacco products, of any tobacco leaf dealer or processor, and all tobacco  
13 storage facilities;

14 (8)(A) All restaurants and bars licensed by the State of  
15 Arkansas that prohibit at all times all persons less than twenty-one (21)  
16 years of age from entering the premises if secondhand smoke does not  
17 infiltrate into areas in which smoking is prohibited under this subchapter.

18 (B) All restaurants and bars that are exempt under this  
19 subdivision (8) shall prominently display a health warning sign as defined by  
20 the State Board of Health; and

21 (9) Designated smoking areas on the gaming floor of any  
22 franchise of the Arkansas Racing Commission.

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