

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.

1 State of Arkansas *As Engrossed: H3/11/05 H3/21/05 H3/24/05*

2 85th General Assembly

# A Bill

3 Regular Session, 2005

HOUSE BILL 2684

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5 By: Representative Ledbetter

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## For An Act To Be Entitled

9 AN ACT TO PROHIBIT SMOKING OF TOBACCO IN OR NEAR  
10 STATE BUILDINGS; AND FOR OTHER PURPOSES.

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## Subtitle

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AN ACT TO PROHIBIT SMOKING IN OR NEAR  
14 STATE BUILDINGS.

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BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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SECTION 1. Arkansas Code 25-1-102 is amended to read as follows:

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25-1-102. State agency smoking policies.

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(a) As used in this section, ~~unless the context otherwise requires:~~

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~~(1) "General office space" means space occupied by personnel~~

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~~performing their daily work functions;~~

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~~(2)(1)~~ "Smoking" means the use of a lighted cigar, cigarette,

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pipe, or any other ignited tobacco product by a person; and

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~~(3)(2)~~ "State agency" means any department, agency, board,

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commission, office, educational or correctional institution, or other

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authority of the state.

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~~(b) The chief administrative officer of each state agency shall~~

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~~promulgate a smoking policy for the general office space of the state agency.~~

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~~The policy shall take into consideration the rights of both nonsmokers and~~

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~~smokers.~~

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(b) Smoking is unlawful in or on any property, including vehicles,

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owned or leased by any state agency.

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(c)(1) A copy of this section shall be posted in a conspicuous

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location at every entrance to each building owned or leased by a state



1 agency.

2 (2) However, if the state is not the owner and not the sole  
3 tenant in the leased property, a copy of this section shall be posted in a  
4 conspicuous location at every entrance to the leased premises.

5 (d) Any person violating the provisions of this section is guilty of a  
6 violation and upon conviction shall be punished by a fine of not less than  
7 ten dollars (\$10.00) or more than one hundred dollars (\$100).

8 (e) This section does not apply to clients or patients of the:

9 (1) Arkansas Health Center;

10 (2) Arkansas State Hospital;

11 (3) Hot Springs Rehabilitation Center and Hospital; or

12 (4) Six (6) state-operated Human Development Centers.

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14 /s/ Ledbetter

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