

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
2 85th General Assembly
3 Regular Session, 2005

A Bill

SENATE BILL 1122

4
5 By: Senator Steele

For An Act To Be Entitled

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7
8 AN ACT TO PROTECT CHILDREN'S HEALTH; TO PROHIBIT
9 SMOKING IN RESTAURANTS THAT CATER TO, DIRECT
10 ADVERTISING TOWARD, OR PROVIDE OTHER ATTRACTIONS
11 FOR CHILDREN; AND FOR OTHER PURPOSES.
12

Subtitle

13
14 AN ACT TO PROHIBIT SMOKING IN
15 RESTAURANTS THAT TARGET CHILDREN.
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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 Title 20, Chapter 27 is amended to add an
22 additional subchapter to read as follows:

23 20-27-1701. Title.

24 This subchapter shall be known and may be cited as the "Children's Act
25 for Clean Indoor Air".

26
27 20-27-1702. Intent.

28 The General Assembly intends that this subchapter shall reduce the
29 extent to which children are exposed to environmental tobacco smoke in
30 facilities that cater to, direct advertising toward, or provide other
31 attractions for children.

32
33 20-27-1703. Definitions.

34 As used in this subchapter:

35 (1) "Child" means a person twelve (12) years of age or younger;

36 (2) "Designated smoking area" means an enclosed indoor area or



1 an
2 outdoor area in which smoking is permitted under this subchapter;

3 (3) "Restaurant" means any public place kept, used, maintained,
4 advertised, and held out to the public as a place where meals are served for
5 a fee and where meals are actually and regularly served; and

6 (4) "Smoking" means the burning of a lighted cigarette, cigar,
7 pipe, or any other substance containing tobacco.

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9 20-27-1704. Places where smoking is prohibited.

10 (a) No person shall smoke in a restaurant that caters to, directs
11 advertising toward, or provides other attractions for children.

12 (b)(1) Adult employees and patrons may be permitted to smoke in
13 designated smoking areas to which children are not allowed access.

14 (2) If the designated smoking area is indoors, the area shall:

15 (A) Be clearly demarcated and separate from any area in
16 which smoking is not permitted;

17 (B) Not include more than twenty-five percent (25%) of the
18 area of the building; and

19 (C) Be fully enclosed.

20
21 20-27-1705. "No smoking" signs – Posting notice.

22 (a) "No Smoking" signs or the international "No Smoking" symbol that
23 consists of a pictorial representation of a burning cigarette enclosed in a
24 circle with a bar across it shall be prominently posted and properly
25 maintained on each main building entrance where smoking is regulated under
26 this subchapter.

27 (b) The "No Smoking" signs or "No Smoking" symbols shall be
28 prominently displayed throughout the building to ensure that members of the
29 public are aware of the restriction.

30
31 20-27-1706. Penalty – Enforcement.

32 A person who is found guilty of or pleads guilty or nolo contendere to
33 a violation of this subchapter is guilty of a Class A misdemeanor.