



General Assembly

**Substitute Bill No. 5250**

*January Session, 2001*

**AN ACT CONCERNING SMOKING IN DORMITORIES OF PUBLIC INSTITUTIONS OF HIGHER EDUCATION.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (b) of section 19a-342 of the general statutes is  
2 repealed and the following is substituted in lieu thereof:

3 (b) No person shall smoke: (1) In any building or portion of a  
4 building owned or leased and operated by the state or any political  
5 subdivision thereof except in a smoking area; (2) in any area of a health  
6 care institution other than a smoking area, provided the smoking area  
7 may not be the institution's only waiting area, and notice shall be  
8 posted at entrances to such institutions that smoking is prohibited by  
9 state law; (3) in any area of a retail food store open to the general  
10 public; (4) in any public area of a restaurant having a seating capacity  
11 of seventy-five or more persons, unless a sign is posted which  
12 indicates that smoking is permitted in such area, provided [(i)] (A) no  
13 such restaurant shall be designated, in its entirety, as a smoking area,  
14 [(ii)] (B) smoking may be prohibited in rooms used for private social  
15 functions, and [(iii)] (C) a sign is posted at the entrance of the  
16 restaurant indicating the availability of nonsmoking areas; (5)  
17 notwithstanding the provisions of section 31-40q, within a public  
18 school building while school is in session or student activities are being  
19 conducted; and (6) in any passenger elevator, provided no person shall  
20 be arrested for violating this subsection unless there is posted in such

21 room or elevator a sign which indicates that smoking is prohibited by  
22 state law. This subsection shall not apply to correctional facilities,  
23 [dormitory rooms in any public institution of higher education,]  
24 psychiatric facilities, public housing projects, as defined in subsection  
25 (b) of section 21a-278a<sub>2</sub> or classrooms where demonstration smoking is  
26 taking place as part of a medical or scientific experiment or lesson.

27 Sec. 2. This act shall take effect July 1, 2001.

**ED**            *Joint Favorable Subst.*

**PH**            *Joint Favorable*