



House of Representatives

General Assembly

File No. 377

February Session, 2002

Substitute House Bill No. 5290

House of Representatives, April 8, 2002

The Committee on Education reported through REP. STAPLES of the 96th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

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2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2002*):

4 (b) No person shall smoke: (1) In any building or portion of a
5 building owned or leased and operated by the state or any political
6 subdivision thereof except in a smoking area; (2) in any area of a health
7 care institution other than a smoking area, provided the smoking area
8 may not be the institution's only waiting area, and notice shall be
9 posted at entrances to such institutions that smoking is prohibited by
10 state law; (3) in any area of a retail food store open to the general
11 public; (4) in any public area of a restaurant having a seating capacity
12 of seventy-five or more persons, unless a sign is posted which
13 indicates that smoking is permitted in such area, provided (i) no such

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

OFA Fiscal Note

State Impact:

Fund-Type	Agency Affected	FY 03 \$	FY 04 \$	FY 05 \$
GF - Revenue Gain	Judicial Dept.	Potential Minimal	Potential Minimal	Potential Minimal

Note: GF=General Fund

Municipal Impact: None

Explanation

Dormitory rooms in the state’s public institutions of higher education are currently exempt from the ban on smoking in state owned or leased facilities. The bill removes this exemption and has no fiscal impact on the University of Connecticut or Connecticut State University. Smoking is already restricted to designated areas on both campuses and smoke free residence halls currently exist.

It is not anticipated that there will be any additional costs associated with the enforcement of the bill’s provisions. Nor is it anticipated that there will be significant revenue from any violations. In FY 01, there were 72 offenses under C.G.S. Section 19a-342 (Smoking prohibited in certain places). 60 offenders paid fines, with total revenues of \$3,860.

OLR Bill Analysis

sHB 5290

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

SUMMARY:

This bill prohibits smoking in any dormitory room in a public college or university. Current law specifically exempts such dorm rooms from the general prohibition on smoking in public buildings. That general prohibition permits designating smoking areas in public buildings and would apparently allow college officials to designate places in dormitories where people could smoke.

By law, no one can be arrested for smoking in a room where it is prohibited unless a sign indicating the prohibition is posted there.

EFFECTIVE DATE: October 1, 2002

COMMITTEE ACTION

Public Health Committee

Joint Favorable Substitute Change of Reference

Yea 21 Nay 4

Education Committee

Joint Favorable Report

Yea 27 Nay 2