



General Assembly

January Session, 2019

Amendment

LCO No. 7354



Offered by:

SEN. LOONEY, 11th Dist.
SEN. DUFF, 25th Dist.
SEN. MOORE, 22nd Dist.

SEN. WINFIELD, 10th Dist.
SEN. MCCRORY, 2nd Dist.
SEN. COHEN, 12th Dist.

To: Subst. Senate Bill No. 752

File No. 55

Cal. No. 50

"AN ACT CONCERNING SMOKING AND VAPING ON BEACHES IN STATE PARKS."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective July 31, 2019*) (a) No person shall engage
4 in the act of smoking on any beach located in a state park.

5 (b) The Commissioner of Energy and Environmental Protection may
6 enforce the provisions of this section. Any person who violates the
7 provisions of this section shall be deemed to have committed an
8 infraction. The Department of Energy and Environmental Protection
9 shall post a sign at each beach located in a state park to inform
10 members of the public of the prohibition contained in this section.

11 (c) For purposes of this section, "smoking" means inhaling, exhaling,
12 burning, carrying or otherwise possessing any lighted cigarette, cigar,

13 pipe or any other object or device of any form that contains lighted
14 tobacco or any other smoking product including any electronic
15 nicotine delivery system and vapor product.

16 (d) Notwithstanding any provision of the general statutes, the initial
17 costs associated with the posting of signs by the commissioner
18 pursuant to subsection (b) of this section shall be paid from the
19 Passport to the Parks account established pursuant to section 23-15h.

20 Sec. 2. Subsection (b) of section 51-164n of the general statutes is
21 repealed and the following is substituted in lieu thereof (*Effective July*
22 *1, 2019*):

23 (b) Notwithstanding any provision of the general statutes, any
24 person who is alleged to have committed (1) a violation under the
25 provisions of section 1-9, 1-10, 1-11, 4b-13, 7-13, 7-14, 7-35, 7-41, 7-83, 7-
26 283, 7-325, 7-393, 8-12, 8-25, 8-27, 9-63, 9-322, 9-350, 10-193, 10-197, 10-
27 198, 10-230, 10-251, 10-254, 12-52, 12-170aa, 12-292, 12-314b or 12-326g,
28 subdivision (4) of section 12-408, subdivision (3), (5) or (6) of section
29 12-411, section 12-435c, 12-476a, 12-476b, 12-487, 13a-71, 13a-107, 13a-
30 113, 13a-114, 13a-115, 13a-117b, 13a-123, 13a-124, 13a-139, 13a-140, 13a-
31 143b, 13a-247 or 13a-253, subsection (f) of section 13b-42, section 13b-
32 90, 13b-221, 13b-292, 13b-336, 13b-337, 13b-338, 13b-410a, 13b-410b or
33 13b-410c, subsection (a), (b) or (c) of section 13b-412, section 13b-414,
34 subsection (d) of section 14-12, section 14-20a or 14-27a, subsection (e)
35 of section 14-34a, subsection (d) of section 14-35, section 14-43, 14-49,
36 14-50a or 14-58, subsection (b) of section 14-66, section 14-66a or 14-
37 67a, subsection (g) of section 14-80, subsection (f) of section 14-80h,
38 section 14-97a, 14-100b, 14-103a, 14-106a, 14-106c, 14-146, 14-152, 14-
39 153 or 14-163b, a first violation as specified in subsection (f) of section
40 14-164i, section 14-219 as specified in subsection (e) of said section,
41 subdivision (1) of section 14-223a, section 14-240, 14-250 or 14-253a,
42 subsection (a) of section 14-261a, section 14-262, 14-264, 14-267a, 14-
43 269, 14-270, 14-275a, 14-278 or 14-279, subsection (e) or (h) of section
44 14-283, section 14-291, 14-293b, 14-296aa, 14-300, 14-300d, 14-319, 14-
45 320, 14-321, 14-325a, 14-326, 14-330 or 14-332a, subdivision (1), (2) or (3)

46 of section 14-386a, section 15-25 or 15-33, subdivision (1) of section 15-
47 97, subsection (a) of section 15-115, section 16-44, 16-256e, 16a-15 or
48 16a-22, subsection (a) or (b) of section 16a-22h, section 17a-24, 17a-145,
49 17a-149, 17a-152, 17a-465, 17b-124, 17b-131, 17b-137, 19a-30, 19a-33,
50 19a-39 or 19a-87, subsection (b) of section 19a-87a, section 19a-91, 19a-
51 105, 19a-107, 19a-113, 19a-215, 19a-219, 19a-222, 19a-224, 19a-286, 19a-
52 287, 19a-297, 19a-301, 19a-309, 19a-335, 19a-336, 19a-338, 19a-339, 19a-
53 340, 19a-425, 19a-502, 20-7a, 20-14, 20-158, 20-231, 20-249, 20-257, 20-
54 265, 20-324e, 20-341l, 20-366, 20-597, 20-608, 20-610, 21-1, 21-38, 21-39,
55 21-43, 21-47, 21-48, 21-63 or 21-76a, subsection (c) of section 21a-2,
56 subdivision (1) of section 21a-19, section 21a-21, subdivision (1) of
57 subsection (b) of section 21a-25, section 21a-26 or 21a-30, subsection (a)
58 of section 21a-37, section 21a-46, 21a-61, 21a-63 or 21a-77, subsection
59 (b) of section 21a-79, section 21a-85 or 21a-154, subdivision (1) of
60 subsection (a) of section 21a-159, subsection (a) of section 21a-279a,
61 section 22-12b, 22-13, 22-14, 22-15, 22-16, 22-26g, 22-29, 22-34, 22-35, 22-
62 36, 22-38, 22-39, 22-39a, 22-39b, 22-39c, 22-39d, 22-39e, 22-49 or 22-54,
63 subsection (d) of section 22-84, section 22-89, 22-90, 22-98, 22-99, 22-
64 100, 22-111o, 22-167, 22-279, 22-280a, 22-318a, 22-320h, 22-324a, 22-326
65 or 22-342, subsection (b), (e) or (f) of section 22-344, section 22-359, 22-
66 366, 22-391, 22-413, 22-414, 22-415, 22a-66a or 22a-246, subsection (a) of
67 section 22a-250, subsection (e) of section 22a-256h, section 22a-363 or
68 22a-381d, subsections (c) and (d) of section 22a-381e, section 22a-449,
69 22a-461, section 1 of this act, 23-37, 23-38, 23-46 or 23-61b, subsection
70 (a) or subdivision (1) of subsection (c) of section 23-65, section 25-37 or
71 25-40, subsection (a) of section 25-43, section 25-43d, 25-135, 26-18, 26-
72 19, 26-21, 26-31, 26-40, 26-40a, 26-42, 26-49, 26-54, 26-55, 26-56, 26-58 or
73 26-59, subdivision (1) of subsection (d) of section 26-61, section 26-64,
74 subdivision (1) of section 26-76, section 26-79, 26-87, 26-89, 26-91, 26-94,
75 26-97, 26-98, 26-104, 26-105, 26-107, 26-117, 26-128, 26-131, 26-132, 26-
76 138 or 26-141, subdivision (1) of section 26-186, section 26-207, 26-215,
77 26-217 or 26-224a, subdivision (1) of section 26-226, section 26-227, 26-
78 230, 26-232, 26-244, 26-257a, 26-260, 26-276, 26-284, 26-285, 26-286, 26-
79 288, 26-294, 28-13, 29-6a, 29-25, 29-143o, 29-143z or 29-156a, subsection
80 (b), (d), (e) or (g) of section 29-161q, section 29-161y or 29-161z,

81 subdivision (1) of section 29-198, section 29-210, 29-243 or 29-277,
82 subsection (c) of section 29-291c, section 29-316, 29-318, 29-381, 30-48a,
83 30-86a, 31-3, 31-10, 31-11, 31-12, 31-13, 31-14, 31-15, 31-16, 31-18, 31-23,
84 31-24, 31-25, 31-32, 31-36, 31-38, 31-40, 31-44, 31-47, 31-48, 31-51, 31-52,
85 31-52a or 31-54, subsection (a) or (c) of section 31-69, section 31-70, 31-
86 74, 31-75, 31-76, 31-76a, 31-89b or 31-134, subsection (i) of section 31-
87 273, section 31-288, subdivision (1) of section 35-20, section 36a-787, 42-
88 230, 45a-283, 45a-450, 45a-634 or 45a-658, subdivision (13) or (14) of
89 section 46a-54, section 46a-59, 46b-22, 46b-24, 46b-34, 47-34a, 47-47, 49-
90 8a, 49-16, 53-133, 53-199, 53-212a, 53-249a, 53-252, 53-264, 53-280, 53-
91 302a, 53-303e, 53-311a, 53-321, 53-322, 53-323, 53-331 or 53-344,
92 subsection (c) of section 53-344b, or section 53-450, or (2) a violation
93 under the provisions of chapter 268, or (3) a violation of any regulation
94 adopted in accordance with the provisions of section 12-484, 12-487 or
95 13b-410, or (4) a violation of any ordinance, regulation or bylaw of any
96 town, city or borough, except violations of building codes and the
97 health code, for which the penalty exceeds ninety dollars but does not
98 exceed two hundred fifty dollars, unless such town, city or borough
99 has established a payment and hearing procedure for such violation
100 pursuant to section 7-152c, shall follow the procedures set forth in this
101 section."

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 31, 2019	New section
Sec. 2	July 1, 2019	51-164n(b)