

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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HOUSE DRH30225-LN-31A (1/27)

Short Title: Smoking in Public Places/Local Health/DSS. (Public)

Sponsors: Representative Pierce.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXEMPT FROM THE LAW GOVERNING SMOKING
RESTRICTIONS LOCAL DEPARTMENTS OF SOCIAL SERVICES AND THE
BUILDINGS AND GROUNDS WHERE THEY ARE LOCATED.

The General Assembly of North Carolina enacts:

SECTION 1. If House Bill 239 of the 2005 General Assembly is enacted,
then G.S. 143-599, as amended by that act, reads as rewritten:

"§ 143-599. Exemptions.

All of the following facilities shall be exempt from the provisions of this Article:

- (1) Any primary or secondary school or child care center, except for a teacher's lounge.
- (2) An enclosed elevator.
- (3) Public school bus.
- (4) Hospital, nursing home, rest home, and State facility operated under the authority of G.S. 122C-181.
- (5) ~~Local health department and the building and grounds where the local health department is located.~~ department and local department of social services and the building and grounds where the local health department or local department of social services, as applicable, is located. For the purposes of this subdivision, "grounds" means the area located within 50 linear feet of a local health department.
- (6) Any nonprofit organization or corporation whose primary purpose is to discourage the use of tobacco products by the general public.
- (7) Tobacco manufacturing, processing, and administrative facilities."

SECTION 2. If House Bill 239, 2005 General Assembly, is not enacted,
then G.S. 143-599 reads as rewritten:

"§ 143-599. Exemptions.

1 All of the following facilities shall be exempt from the provisions of this Article:

- 2 (1) Any primary or secondary school or child care center, except for a
3 teacher's lounge.
4 (2) An enclosed elevator.
5 (3) Public school bus.
6 (4) Hospital, nursing home, rest home, and State facility operated under
7 the authority of G.S. 122C-181.
8 (5) Local health ~~department~~department and local department of social
9 services and the building and grounds where the local health
10 department or local department of social services, as applicable, is
11 located. For purposes of this subdivision, "grounds" means a 50-foot
12 area surrounding the building entrances and exits and a 50-foot area
13 surrounding all air intake vents for the building ventilation system.
14 (6) Any nonprofit organization or corporation whose primary purpose is to
15 discourage the use of tobacco products by the general public.
16 (7) Tobacco manufacturing, processing, and administrative facilities."

17 **SECTION 3.** This act is effective when it becomes law.