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SPECIAL REPORT

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RESTRICTIVE LEGISLATION

- I. Smoking restrictions by areas enacted by the states and in effect as of December 31, 1977
- II. Tobacco and health restrictive legislation 1975, 1976, and 1977

INTRODUCTION

This report is divided into two separate but interrelated sections. The first is a compendium of smoking restrictions currently in effect (as of December 31, 1977) identifying the places in which the smoking or the carrying of lighted tobacco products is restricted in some way. Restrictions take three different forms: a complete ban, a restriction of smoking to designated areas, a restriction of non-smoking to designated areas. With the exception of transit vehicles, elevators, and some cultural areas, where the designation of a smoking area would be difficult, the vast majority of enactments currently in force across the Nation are designed to restrict smoking to designated areas. The table on both sides of the yellow sheet gives an at-a-glance picture of which States are restricting smoking and in what places. The law citation is also included. With only a few exceptions, TMA has all of these enactments on file.

The second section of this report is a listing for the years 1975 and 1976 (pages 1-9) and 1977 (pages 10-17) of all legislation known to TMA introduced and restrictive in nature. This is the third report of this type issued by TMA; the other two cover the twenty-five year period, 1950-1974.

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Assistant Director

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I. SMOKING RESTRICTIONS ENACTED BY THE STATES AS OF DECEMBER 31, 1977

Thirty-three States have enacted 52 pieces of legislation that are currently in effect nationwide. The range of restrictions is broad extending from Kentucky's smoking restriction on school property to Utah's and Minnesota's comprehensive enactments that effectively restrict smoking in any public place, with the exception of bars. Three additional States have restrictions though these have not been brought into effect by legislative enactment.

1. *Business/Work Places*

Six states restrict smoking in business or work places.

Alaska permits the posting of no-smoking signs in such areas.

Minnesota prohibits smoking in "indoor areas, used by the general public or serving as a place of work" except in designated areas and specifically mentions "retail stores", "offices and other commercial establishments" but excludes "private, enclosed offices occupied exclusively by smokers even though such offices may be visited by nonsmokers", and specifically excludes "factories, warehouses, and similar places of work not usually frequented by the general public, except that the department of labor and industry shall, in consultation with the state board of health, established rules to restrict or prohibit smoking in those places of work where the close proximity of workers or the inadequacy of ventilation causes smoke pollution..."

New York prohibits smoking while dispensing flammable substances.

Oregon asks the Personnel Division to adopt regulatory rules "restricting smoking in places of employment" which would involve setting standards for the designation of smoking areas, among other provisions;

Utah defines "public place" as "any enclosed indoor area used by the general public or serving as a place of work" and specifically mentions "retail stores", "offices and other commercial establishments", prohibits smoking in a "public place" except in designated areas, and specifically restricts smoking in "offices, shops, warehouses, factories, mines, and similar places of employment not usually frequented by the general public" by asking the local boards of health to establish rules for the restrictions.

Washington did not enact but promulgated Regulations (the only Regulations listed in this report since the Report, with this exception, covers only enactments) that prohibit smoking in public areas of retail stores and financial institutions.

Depending on how one interprets the phrase "any area used by or open to the public," Georgia might be considered another addition to this list provided that the area is designated by a no-smoking sign.

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2. Cultural Places

Nineteen states currently restrict smoking in one or more of the following: indoor theatres, art museums, galleries, libraries, concert halls, auditoriums, lectures, opera houses, and other similar facilities. Most of those states marked with an X in this category have mentioned at least four of the above. Several of the states allow for smoking in separated lobbies of such establishments.

3. Indoor Sports Arena

This category is meant to refer to arenas both for public viewing and for public performance. Seven states now restrict smoking in these areas.

Alaska specifically mentions gymnasiums, swimming pools, or publicly operated "places of entertainment or recreation".

Colorado specifically mentions enclosed "sporting arenas" among those areas where smoking shall be allowed only in a lobby that is "reasonably separated from the spectator area".

Minnesota mentions "arenas" specifically and has an extremely broad definition of "public place" in any event.

New Hampshire restricts smoking in the public area of a "sports arena".

Oklahoma limits its restriction to "indoor roller skating rinks of a permanent structure".

Utah mentions "arenas" in its widely embracing enactment; and

Washington regulates smoking in "indoor sports arenas".

4. Restaurants/Cafeterias

While some states, such as California, have enacted legislation that affects the operation of restaurants and cafeterias in publicly-owned buildings (Category 7), only 4 states have restricted smoking in private establishments to designated areas:

Michigan requires "food service" establishments that have a seating capacity of 50 or more to have a non-smoking area.

Minnesota mentions "restaurants" specifically.

Utah specifically includes "restaurants", "cafes", and "cafeterias" in its definition of "place of business", and accordingly restricts smoking to designated areas; and

North Dakota restricts smoking to designated areas in "restaurants, food service establishments, dining rooms, cafes, cafeterias, or other rooms used primarily for the service of food" provided they have a seating capacity for 50 or more persons.

Colorado encourages but does not require the seating of smokers away from non-smokers; the proprietor is given the right of "optional prohibition" and is required to post a sign indicating whether provisions have been made for nonsmokers.

5. Food Stores

This category refers to supermarkets and other food outlets. Five states have enacted legislation dealing with these areas.

Massachusetts mentions "supermarkets".

Michigan refers to retail food establishments for home consumption.

Minnesota includes food stores under the broad category of "retail stores".

Rhode Island specifically includes "supermarkets" in its prohibition; and

Utah includes these areas in its category "retail stores".

6. Health Facilities

Hospitals, nursing homes, medical or dental clinics, and other health care facilities are included in this category. All of the 22 states marked in this category restrict smoking in at least one of the above while most tend to include more than one place even if the restriction is meant to apply, for example, only to "waiting rooms" in those areas. For qualifications regarding these restrictions make use of the "Comments" section on the chart. With the exception of transit vehicles, there are more enacted smoking restrictions regarding health facilities than in any other area.

7. Publicly-Owned Buildings

This category posed a problem of classification because of its generality. If an enactment made specific reference to publicly-owned buildings whether these were hospitals or cultural places and designated only publicly-owned buildings for the restriction, category marked is that of publicly-owned buildings. Since the enacted legislation rarely treats schools as publicly-owned, at least in terms of the language if not the spirit, specific mention is made under "Comments" if the restriction is meant to apply only to public schools. The same is true of transit vehicles. If the restriction is meant to apply to both public and private establishments of a particular type, both are marked on the chart.

8. Public/Government Meetings

This category includes all meetings or gatherings of either elected officials, in formal meeting places such as House or Senate Chambers, Committee meetings, etc. or of citizens in non-private meetings. If the restriction is only related to activities by government representatives, this is noted under "Comments" and marked with an *. Seventeen states now restrict smoking in public/government meetings but

only nine of these have come by way of enactments with the others resulting from Resolutions, Regulations, or Referendums in the respective Legislatures.

9. *Schools*

Unless qualified under "Comments" this category refers to all schools. Some enactments refer specifically to primary and secondary schools while others mention colleges or only public schools. Fourteen states now restrict smoking in schools.

10. *Elevators*

Twenty-one states have formally enacted legislation prohibiting or restricting smoking in elevators though others such as New York regulate smoking in these areas.

11. *Transit Vehicles*

This category has been broadly defined to include buses, trains, or planes whether publicly operated or not. If the enactment makes specific reference to public conveyances, this has been indicated under "Comments". More states have smoking restrictions on the books for transit vehicles than for any other type of area-related restriction with 26 states participating.

12. *Any Public Place*

In reading through the enactments one encounters a reference to all public places that meet certain conditions whether these be exhibiting a no-smoking sign as in the case of Georgia, or requirements as to seating capacity as in the case of North Dakota and OHio or general definition such as "any enclosed indoor area" as in the cases of Minnesota and Utah.

ON READING THE TABLE

Since the table compresses a considerable amount of information, a few words on reading the table will prove helpful.

1. X- asks you to refer to "Comments" where particular qualifications are described.
2. If there are several (X-)s, the order of Comments reflects the left to right order of (X-)s.
1
3. X, for example, draws your attention to the particular enactment responsible for the given restriction. Xs without superscripts refer to unmarked enactments.
2
4. X*, as for example in the case of Connecticut, indicates two actions on the same restricted area.
5. Laws relating to enforcement, e.g. posting signs, when related to previously restricted areas are not included here. Only in the case of Washington's comprehensive Regulations and Kansas' House Resolutions are anything but enactments included on the table.

SMOKING RESTRICTIONS ENACTED AND IN EFFECT BY THE STATES AS OF DECEMBER 31, 1977

	Business/Work Places	Cultural Places	Indoor Sports Arenas	Restaurants/Cafeterias	Food Stores	Health Facilities	Publicly-Owned Bldgs.	Public/Gov't Meetings	Schools	Elevators	Transit Vehicles	Any Public Place	COMMENTS	BASIS
Alaska	X-	X	X-			X	X-	X	X	X	X		-If signs posted;-gym or pool;-Unless well-ventilated	H 129 (1975)
Arizona		X				X-		X	X	X-			-Waiting rooms only; -Buses only	S 1213 (1974)
Arkansas						X					X-		-School buses	H 541 (1977)
California		X				X	X-	X	X ¹		X ²		-Specifically excludes restaurants in these buildings as long as lessee as of 1/1/77 has lease.	H 2291 (1976) S 171 (1975) S 206 (1971)
Colorado		X-	X-	*		X	X-	X	X	X	X		-Except in separated lobbies; *Requires signs indicating whether areas have been designated; -Waiting rooms only	S 137 (1977)
Connecticut						X	X	X ² *	X	X	X ¹		*House & Senate ban on smoking in Chambers	H 8074 (1973) H 5518 (1974) H 8029 (1977)
Delaware											X-		-Trackless trolleys & buses	S 65 (1975)
Florida							X-		X ¹				-Supervisor determines regulating rules; no limits in corridors, lobbies & restrooms	H 318 (1974) S 257 (1977)
Georgia									X-	X-	X-		-Designated by a no-smoking sign	H 250 (1975)
Hawaii							X-						-Specifies elevators, enclosed meetings, enclosed auditoriums or sports arenas, enclosed community centers	H 2169 (1976)
Idaho								X						S 1185 (1975)
Kansas		X-				X-		X [*]		X-	X-		*House Chambers; -Only where a no-smoking sign is posted; -buses only	S 121 (1975) *HR6061 (1976)
Kentucky									X-				-Except adult employees of the school system, who smoke in assigned room(s)	H 178 (1976)
Maine							X _x						*House Sessions	
Maryland						X ¹				X ²	X ³		¹ Directors to implement & enforce a plan; ² Buses only	S 508 (1975) S 504 (1975) S 507 (1975)
Massachusetts		X			X	X			X		X-		-Operated by MBTA & does not allow designated areas; *Includes trains & planes	H 4055 (1975) *H 4396 (1968)
Michigan				X ³	X ²	X ¹ *							¹ Nursing homes only; *Guidelines for hospitals.	H 5579 (1976) H 4158 (1976) H 4294 (1976) *H 4453 (1976)
Minnesota	X	X	X	X	X	X	X	X	X	X	X	X	Widest legislation on record; see textual note; specifically excepts bars	H 79 (1975)
Nebraska		X				X-			X		X-		-Patient rooms & patient areas; -Buses only	LB 600 (1974) L 38 (1977) codifying

SMOKING RESTRICTIONS ENACTED AND IN EFFECT BY THE STATES AS OF DECEMBER 31, 1977

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Nevada		X				X-	X ¹	X	X	X	X-		-Public waiting room, lobby, or hallway; -Hallway, waiting room or cafeteria; ¹ Any area when designated; -Public buses only	¹ H 17 (1975) H 666 (1977)
New Hampshire		X	X			X-	X-	X*	X	X	X ¹		-Public area of hospital; -In areas designated as non-smoking; *House Floor	¹ H 46 (1949) H 142 (1977)
New Jersey								X*			X-		*During House Sessions; -Certain railroad cars	S 491 (1972)
New York	X ¹	X-						X*			X		¹ While dispensing flammable substance; -Except separated lobby; *House Floor only	¹ H 2933 (1971) S 187 (1975)
North Dakota		X-		X*		X-	X		X-	X	X-	X*	-Except theatre lobbies; -Except patient rooms; -Public only; * With a seating capacity of 50 or more	S 2328 (1977) Repealed H 1492 (1975)
Ohio		X-				X ¹	X		X	X	X-	X*	-Except lobby; -Patient rooms; -Public vehicles; *With a seating cap. of 50 or more except food service places, dining rooms, cafes, cafeterias, bowling alleys, places of alcoholic consumption; ¹ No more than 1/2 rooms designated as smoking in their entirety	S 96 (1976) ¹ S 212 (1977)
Oklahoma		X	X-							X	X		-Indoor roller skating rinks; -Buses only	H 1009 (1975)
Oregon	X ³					X ²		X ⁴		X ¹			-Asks Personnel Division to adopt regulatory rules; -in public buildings	¹ H 2502 (1975) ² H 2420 (1977) ³ H 2423 (1977) ⁴ S 508 (1973)
Pennsylvania						X								S 168 (1977)
Rhode Island		X		X		X			X-	X	X-		-Includes colleges; - Public buses only	S 8 (1977)
South Dakota		X							X-	X	X-		-Any elementary or secondary school bldg.; -Public buses only	S 52 (1974)
Texas		X				X-			X-	X	X-		-Hospitals only; -Public primary or secondary; -All buses & public trains & planes	S 59 (1975)
Utah	X	X	X	X	X	X	X	X	X	X	X	X-	-Any enclosed indoor area used by the general public or serving as a place of work; except private social functions; only a bar may be designated as a smoking area in its entirety	H 25 (1976)
Vermont								X-					-Except when Rep. Collins is absent	1973
Virginia											X-		-Except 20% capacity in rear of buses	1974
Washington	X-	X	X			X	X	X*	X	X	X ¹		-Public area of retail stores & banks; *House Committee hearings; -Extended by Health Regulations; State ferries only	¹ S 3037 (1974) Reg. WAC 248-152 (1975)
Wyoming								X*					*House sessions	

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II. TOBACCO AND HEALTH RESTRICTIVE LEGISLATION: 1975, 1976, 1977

Unlike the material presented in the table, the list of restrictive bills and enactments contained in this section is not limited to areas but includes such categories as sales to minors, anti-tobacco education, greater enforcement of smoking restrictions, restrictions on sample distribution and tobacco advertising, among others.

With few exceptions the format for 1975-1976 (pages 1-9) is the same as that for 1977 (pages 10-17). In order to help us determine the likelihood of passage of bills coming before the 1978 State Legislative Sessions, reference to the disposition of similar bills introduced in earlier Sessions should prove helpful. For this reason, more extensive footnotes regarding dispositions are contained in the 1977 list. Four corrections should be noted: Michigan bills H 4158 and H 4294, introduced in 1975, were approved in March of 1976 and should appear with an asterisk (*) indicating "enacted". The same is true for Oregon's H 2502 (1975), approved June 13, 1975 and Utah's House Resolution 15 (1975), adopted March 13, 1975.

TRENDS IN LEGISLATION

Bills and Enactments

From 1950 through 1970, a little more than 500 restrictive bills were introduced across the country. The figure for the somewhat overlapping period, 1966 through 1974, is 470 while the three year period, 1975 through 1977, saw no fewer than 386 introductions. During these respective intervals, there were 45, 42, and 41 legislative enactments.

The average number of bills/year for the 1950-1970 period is about 24, for 1966-1974 about 52, and for 1975-1977 about 129 indicating the enormous growth in legislative interest in tobacco and health. The average number of enactments/year has also been rising from about 2 to about 5 to about 14 for the respective periods.

Interestingly, the ratio of enactments to bills introduced during the period, 1966-1974, remained at about .09, the same as for 1950-1970. The ratio, however, jumped to .11 for 1975-1977 indicating that not only are more bills being introduced per year and enacted per year, but also the chance of an enactment once a restrictive bill has been introduced has also been rising.

For 1975 there were 24 enactments out of 156 proposals - the highest ratio on record. In 1976, when a number of States were not in session, there were 3 enactments out of 72 introductions while in 1977, there were 14 enactments out of 158 proposals.

Subjects

The subjects of sales to minors, tobacco education, warning labels, advertising, and vending machine sales were prominent both with regard to introductions and enactments during the period 1950-1970. With the passage of both the *Federal Cigarette Labelling and Advertising Act*, effective

January 1, 1966, and the *Public Health Cigarette Smoking Act*, effective in its major provisions, January 2, 1971, the interest in warning labels and in banning radio and TV advertising declined, since the States were effectively pre-empted in their bid for such legislation. By March of 1971, 47 States barred the sale of cigarettes to minors. By January of 1976, however, this was down to 41.

Having enacted legislation calling for the inclusion of tobacco in health education courses, and with Federal control of advertising and labeling, and having settled, more or less, the issue of sales to minors, the next step, for those opposed to smoking, was to legislate restrictions covering places or areas. Fourteen of the 42 enactments between 1966-1974 and 70 out of 85 bills introduced in 1974 were designed to restrict smoking in various public places. During this period, 17 laws were enacted concerning sales to minors, 8 covered tobacco education, and 3 dealt with advertising.

Needless to say, the subject of restricted areas has been the most prominent one for the years 1975, 1976, and 1977. Of the 156 restrictive bills introduced in 1975, 135 concerned places or areas. In 1976, the 72 introductions contained 61 bills of this nature, while in 1977, 127 out of a total of 158 bills introduced sought to restrict smoking areas. For the period 1975-1977, approximately 84% of all restrictive bills were oriented towards areas.

Other subjects during this period include the following: 17 bills on tobacco advertising, 13 bills on tobacco education, 19 bills on enforcement of smoking restrictions while 7 bills were favorable to smokers and smoking. Only one bill was concerned with sales to minors.

The 24 enactments for 1975 were distributed in the following way: 22 restricted smoking areas, 1 related to tobacco education, and 1 concerned enforcement or penalties. Of the 3 enactments in 1976, 2 related to smoking areas and 1 to enforcement. Of the 14 enactments in 1977, 12 related to areas, 1 to education, and 1 to enforcement.

The States

During the period 1950-1970, 48 States were involved in proposing more than 500 bills while 24 States took part in enacting 45 of these bills. For 1966-1974, 49 States proposed 470 bills with 20 States participating in the 42 enactments. From 1975 through 1977, all 50 States took part in proposing 386 bills with 34 States involved in enacting 41 of these.

New York with 117 proposals, Massachusetts with 60, California with 39, and Michigan with 34 led the pack from 1950 through 1970. New York, Massachusetts, and California with 99, 43, and 26 proposals, respectively, were the leaders for the period 1966-1974. Ten States accounted for 224 out of the 386 proposed bills for 1975-1977 with these same ten responsible for 21 out of 41 enactments. In terms of bills introduced, New York led with 54 proposals and 3 enactments, maintaining its front-running position. It was followed by Maryland (28,3), Oregon (25,4), Massachusetts (22,1), Pennsylvania (20,1), Michigan (19,4), Hawaii (18,1), Connecticut (16,1), California (12,2), and Florida (10,1).

Looking back at the table and particularly at the dates of laws in effect restricting smoking areas, it is clear that such legislation is of relatively recent origin. Only one State, to my knowledge, has in effect a law enacted in a decade other than the 1970s. Six States restrict smoking in Business/Work Places, 19 in Cultural Places, 7 in Indoor Sports Arenas, 4 in Restaurants and Cafeterias, 5 in Food Stores, 22 in Health Facilities, 13 in Publicly-Owned Buildings, 17 in Public or Government Meetings, 14 in Schools, 22 in Elevators, 26 in Transit Vehicles, and 5 in Any Public Place.

It should be emphasized that the information contained in this report fails to adequately characterize the restrictions that a smoker might face in his or her daily life. With municipalities, from coast to coast, eager to legislate restrictions on behalf of the presumed interests of the nonsmoking population and with States adopting Regulations restricting smoking, State legislative enactments are only part of the story. If 1978 maintains the momentum of the past several years, and the months of January and February seem to indicate that it will, the tobacco industry as a whole can look forward to an uphill legislative battle on the State level.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

ALABAMA

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1975	H 140XXX (Hall)	Bars smoking in certain public places.
	H 924 (Hall)	Restricts smoking in various public places.
1976	H 221 (Hall)	Restricts smoking in certain public areas.
	S 203 (McDonald)	Bars smoking in certain state and local government buildings.

ALASKA

1975	H 129 * (Miller, et al.)	Restricts smoking in various public places.
	S 148 (Miller)	Restricts smoking in various public places.
1976	H 786 (Parr)	Relates to faculty smoking areas in public schools.

ARIZONA

1975	H 2201 (Health Comm.)	Includes the use of tobacco in high school health courses.
	S 1101 (Turley)	Bars smoking in selling areas of food and drug stores and dining areas of restaurants.
1976	S 1149 (Turley)	Bars smoking in the selling areas of food, drug and department stores.

ARKANSAS

1975	H 853 (Johnson, et al.)	Restricts smoking in various public places.
	S 319 (King)	Requires separate smoking facilities at "Oaklawn" race track.
1976	None	

CALIFORNIA

1975	H 104 (Arnett)	Includes the "abuse of tobacco" in health education courses.
	H 470 (Briggs)	Restricts smoking in various publicly owned places.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

CALIFORNIA (cont'd)

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1975	H 471 (Briggs)	Restricts smoking in various privately owned places.
	H 2291 * (Briggs)	Restricts smoking in public, governmental meetings, health and entertainment facilities, and certain restaurants.
	S 171 * (Gregorio)	Restricts smoking in high schools.
	S 567 (Robbins)	Restricts smoking at public, governmental meetings.
1976	H 2955 (Arnett)	Includes the "abuse of tobacco" in health education courses.
	S 2032 (Beilenson)	Restricts smoking in certain public places.

COLORADO

1975	H 1114 (Kopel)	Bars smoking in hospital patient rooms.
	H 1599 (Barragan)	Bars smoking in various public places.
	S 44 (Fowler, et al.)	Bars smoking in various public places.
1976	None	

CONNECTICUT

1975	H 5161 (Mazza)	Limits the size and content of tobacco advertising in newspapers.
	H 5295 (Stolberg)	Restricts smoking in transit vehicles.
	H 6258 (Cohen)	Bars smoking in elevators.
	H 6308 (Yacavone)	Requires public secondary schools to include tobacco use in health education courses.
	H 7357 (Stolberg)	Restricts smoking in public restaurants.
	H 8207 (Martin)	Bars smoking in various public places.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

CONNECTICUT (cont'd)

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1976	H 5216 (Public Safety Comm.)	Restricts smoking in various public places.

DELAWARE

1975	H 535 (Maxwell)	Bars smoking in any enclosed, indoor, public area.
	S 65 * (Kearns)	Bars smoking on buses and trackless trolleys.

1976 None

FLORIDA

1975	H 552 (Hazelton)	Regulates smoking in State buildings.
	H 883 (Coolman)	Bars smoking in elevators.
	H 1149 (Gordon)	Regulates smoking in State buildings.
	S 222 (Myers)	Regulates smoking in State buildings.
1976	H 2802 (Hazourl)	Bars smoking in public transit vehicles.
	S 203 (Hair)	Bars smoking in public transit vehicles.
	S 229 (Myers)	Regulates smoking in State buildings.

GEORGIA

1975	None	
1976	HR 961 * (Coleman, et al)	Bars smoking in hospitals and health care facilities.

HAWAII

1975	HCR 80 (Carroll)	Requests the Dept. of Health to advocate barring smoking in public places.
	HR 226 (Amaral)	Urges the prohibition of smoking in Inter-Island flights.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

HAWAII

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1975	H. 267 (Amaral)	Bars smoking in elevators, hospitals and public buses.
	H 411 (Garcia)	Allows government agencies and businesses to bar smoking on their property.
	HR 482 (Carroll)	Requests the Dept. of Health to advocate barring smoking in public places.
	HR 554 (--)	Requests the Dept. of Education to study the problem of student smoking.
	H 1474 (Carroll)	Bars smoking in all public areas.
	S 462 (Henderson, et al)	Restricts smoking in various public places.
	S 782 (Wong, et al)	Bars smoking in enclosed, public places.
	S 1362 (Wong, Choy)	Restricts smoking in various public places.
1976	HCR 60 (Kemura, et al)	Requests the Dept. of Health to study the rights of non-smokers.
	HR 60 (Blair, Segawa)	Declares a "don't smoke day."
	H 2046 (Segawa, et al)	Restricts smoking in all enclosed, public places.
	H 2053 (Blair, Segawa)	Restricts smoking in all enclosed, public places.
	H 2066 (Blair, Segawa)	Bars smoking in enclosed areas.
	H 2067 (Blair, Segawa)	Restricts smoking in public places.
	H 2169 * (Wakatsuki)	Regulates smoking in certain public places.
	SR 49 (Chong, et al)	Requests the Dept. of Health to study the rights of non-smokers.
	S 1814 (Ushijima)	Bars smoking in specified public places.
	S 2051 (Kawasaki)	Bars smoking by students in public schools.

TOBACCO MERCHANTS ASSOCIATION

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

I D A H O

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1975	S 1185 * (State Affairs Comm.)	Bars smoking at public meetings of governmental agencies.
1976	None	

I L L I N O I S

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1975	H 342 (Skinner, et al)	Restricts smoking in various public places.
	H 1794 (Schneider, et al)	Bars smoking in governmental offices.
	S 1038 (Mitchler)	Restricts smoking in public places.
1976	None	

I N D I A N A

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1975	H 1753 (Du Comb, Pizzo)	Bars smoking in certain public areas.
1976	H 1008 (Fisher)	Bars smoking in hospitals and doctors' waiting rooms.
	H 1090 (Donaldson, Fisher)	Bars smoking in public arenas.
	H 1092 (Pizzo, et al)	Bars smoking in buses, public buildings, elevators.

I O W A

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1975	H 32 (Wells)	Restricts smoking in various public places.
	H 193 (Cusack)	Prohibits smoking in certain public places.
	H 452 (Horn)	Regulates smoking in schools.
	H 534 (Shaw)	Exempts certain schools from smoking restrictions.
	S 106 (Scott)	Restricts smoking in various public places.
1976	H 1130 (Wells, et al)	Restricts smoking in various public places.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

I O W A (cont'd)

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1976	H 1178 (Cusack)	Bars advertising of tobacco and other items in the State.

K A N S A S

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1975	H 2315 (Connally)	Restricts smoking in various public places.
	S 121 * (Booth, et al)	Restricts smoking in governmental meetings, elevators, libraries, indoor theaters, art museums, concert halls, buses, medical facilities and doctors' and lawyers' waiting rooms.
1976	None	

K E N T U C K Y

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1975	None	
1976	H 178* (Schmidt)	Bars smoking on school premises.
	H 693 (Donnermeyer, De falaise)	Restricts smoking in places of public assembly.

L O U I S I A N A

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1975	H 116 (Fowler)	Bars smoking in various public places.
	H 1471 (Wall)	Prohibits cigarette advertising without a health warning.
1976	H 647 (Wall)	Bars smoking in public places of entertainment.
	H 648 (Wall)	Bars smoking in elevators.
	H 649 (Wall)	Requires a certain type size in cigarette advertisements.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

MAINE

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1975	H 83 (Tonez)	Bars smoking in refer- ence rooms of regis- tries of deeds.
	H 554 (Quinn)	Bars smoking in all state offices.
	S 7 (Hichens)	Bars smoking in certain areas of public buildings.
1976	None	

MARYLAND

1975	H 704 (Sklar)	Requires health facili- ties to regulate smok- ing.
	H 705 (Sklar)	Restricts smoking in food stores.
	H 706 (Sklar, et al)	Bars smoking on public buses.
	H 707 (Sklar, et al)	Bars smoking in public elevators.
	H 708 (Sklar, et al)	Regulates smoking in public buildings.
	S 503 (Welcome, et al)	Regulates smoking in public buildings.
	S 504 * (Welcome, et al)	Bars smoking on public elevators.
	S 505 (Welcome, et al)	Restricts smoking in restaurants.
	S 506 (Welcome, et al)	Restricts smoking in food stores.
	S 507 * (Welcome, et al)	Bars smoking in buses.
	S 508 * (Welcome, et al)	Requires hospitals to regulate smoking on their premises.
1976	H 471 (Sklar)	Restricts smoking in restaurants.
	H 472 (Sklar)	Restricts smoking in food stores.
	H 473 (Sklar)	Provides for enforce- ment of the ban on smoking in buses.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

MARYLAND (cont'd)

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1976	H 490 (Sklar)	Provides for enforce- ment of the ban on smoking in elevators.
	H 712 (Sklar)	Requires doctors to regulate smoking in their offices.
	H 836 (Sklar)	Restricts smoking in restaurants.
	S 139 (Welcome)	Bars smoking in certain food stores.
	S 140 (Welcome)	Provides for the en- forcement of the ban on smoking in buses.
	S 143 (Welcome)	Provides for the en- forcement of the ban on smoking in eleva- tors.
	S 253 (Welcome)	Restricts smoking in restaurants.
	S 266 (Welcome)	Requires doctors to regulate smoking in their offices.

MASSACHUSETTS

1975	H 580 (Toomey)	Bars smoking in numerous public places.
	H 1689 (Lars)	Restricts smoking in restaurants.
	H 3127 (Kendall)	Bars smoking in various public places.
	H 4055 * (--)	Bars smoking in eleva- tors, supermarkets and certain transit ve- hicles; restricts smok- ing in various other areas.
	H 5531 (Health Care Comm.)	Bars smoking in eleva- tors, supermarkets and certain transit ve- hicles.
	H 5867 (Ways and Means Comm.)	Restricts smoking in certain public places.
	H 5954 (--)	Restricts smoking in various public places.
1976	H 3998 (Pines)	Restricts smoking in certain public places.

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RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

MASSACHUSETTS (cont'd)

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1976	H 4158 (Lars)	Restricts smoking in restaurants.
	S 719 (Rogers)	Provides for the en- forcement of smoking restrictions.

MICHIGAN

1975	H 4064 (--)	Restricts smoking in various public places.
	H 4158* (Markes, et al)	Bars smoking in re- tail, take-out food stores.
	H 4294 * (Trim)	Restricts smoking in restaurants.
	H 4452 (Conlin, et al)	Bars smoking public, governmental meetings.
	H 4453 * (Conlin, et al)	Sets minimum guide- lines for regulating smoking in hospitals.
	H 4454 (Conlin, et al)	Restricts smoking in restaurants.
	H 5579 * (Conlin, et al)	Regulates smoking in nursing homes.
	S 39 (McCullough, Faxon)	Restricts smoking in hospitals.
	S 54 (McCullough, Faxon)	Restricts smoking in public places.
	SCR 202 (Pursell)	Urges reduced insurance rates for non-smokers.
	S 571 (Otterbacher, et al)	Requires cigarette vend- ing machines to display the "tar" - nicotine content of packs within.
	S 639 (Faust)	Requires vending machines to display the "tar" - nicotine con- tent of cigarettes within.
	S 773 (Faxon)	Restricts smoking in restaurants.
	S 774 (Faxon)	Increases the fine for smoking in a public meeting.
	S 989 (Allen)	Regulates smoking in hospitals; bars tobacco sales in hospitals.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

MICHIGAN (cont'd)

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1976	H 6346 (Bennett, et al)	Bars smoking in the Chamber of the House of Representatives.

MINNESOTA

1975	H 79 * (Kahn, et al)	Restricts smoking in any public place, place of work, and public meeting.
	H 1177 (Dieterich, et al)	Permits schools to des- ignate smoking areas.
	S 602 (Schaaf, et al)	Restricts smoking in any public place, place of work, and public meeting.
1976	H 2222 (Laidig)	Permits certain stu- dents to smoke in school
	H 2691 (Heintz)	Modifies the smoking restrictions enacted in the Clean Indoor Air Act (H 79) in 1975.
	S 2041 (Brown, et al)	Permits smoking in schools in designated areas.

MISSISSIPPI

1975	HR 10 (Simmons, et al)	Bars smoking in the House of Representatives while it is in session.
1976	H 374 (Richardson)	Restricts smoking in public places and meetings.
	S 2003 (Smith)	Restricts smoking in public places.
	S 2798 (Smith)	Bars smoking in public places where "no-smok- ing" signs are posted.

MISSOURI

1975	H 866 (Marriott, Muckler)	Bars smoking in various public places.
1976	H 1238 (Muckler)	Bars smoking in numer- ous public places.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

MONTANA

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1975	H 351 (Holmes, et al)	Restricts smoking in enclosed public places.
1976	None	

1976 None

NEBRASKA

1975	L 75 * (Marsh)	Requires "no-smoking" signs where smoking is prohibited by law.
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1976 None

NEVADA

1975	H 17 * (Vergiels, et al)	Bars smoking in various public places.
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	H 51 (Lowman)	Bars smoking in various public places.
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	S 317 (Herr)	Restricts smoking in various public places.
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1976 None

NEW HAMPSHIRE

1975	H 574 (Krasker, et al)	Restricts smoking in various public places.
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1976 None

NEW JERSEY

1975 None

1976	H 966 (Owens, et al)	Restricts smoking in places.
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	H 967 (Owens, et al)	Restricts smoking in health care facilities.
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	S 818 (Skevin, Scardino)	Bars smoking in enclosed places.
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	S 1747 (Russo)	Restricts smoking in health care facilities.
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NEW MEXICO

1975	S 54 (Gross, et al)	Bars smoking in numerous public places.
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RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

NEW MEXICO (cont'd)

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1976	None	

NEW YORK

1975	HR 21 (Weprin, et al)	Proposes a "Nonsmoker's Bill of Rights."
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	H 701 (Johnson)	Bars cigarette vending machines in hospitals.
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	H 1062 (Lehner)	Restricts smoking in restaurants, stadiums and arenas.
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	H 1857 (Weprin)	Bars smoking on school property.
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	H 1858 (Weprin)	Bars smoking on school buses.
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	H 2350 * (Esposito)	Reduces the penalties for violating New York City's smoking restrictions.
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	H 3443 (Brown, et al)	Bars smoking in various public places.
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	H 3877 (Weprin)	Requires cigarette billboards to contain health warnings of a certain size type.
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	H 3988 (Strezilin)	Bars all intrastate cigarette advertising.
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	H 4755 (Grannis)	Restricts smoking in various public places.
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	H 4768 (Hevesi)	Restricts smoking in various public places.
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	H 4791 (Lehner)	Bars smoking on school buses.
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	H 4891 (D'Andrea)	Bars smoking in transit areas, libraries, museums, theaters.
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	H 5772 (Orazio)	Bars smoking in various public places.
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	H 5803 (Sharoff)	Bars smoking in transit vehicles.
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	H 7199 (Cooperman)	Bars smoking in transit areas, libraries, museums, theaters.
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	H 7796 (Orazio)	Bars smoking in elevators or classrooms.
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RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

NEW YORK (cont'd)

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1975	H 8255 (Izard, et al)	Exempts designated areas from no-smoking prohibitions.
	SR 13 (Dunne)	Proposes a "Nonsmoker's Bill of Rights."
	S 187 * (Dunne, et al)	Restricts smoking in certain public areas.
	S 857 (Santucci)	Requires the "tar"-nicotine content to be printed on cigarette packs.
	S 978 (Johnsen)	Bars smoking on school property.
	S 1808 (Padavan)	Reduces the penalty for violating N.Y.C. smoking restrictions.
	S 1857 (Leichter)	Bars printed cigarette advertising.
	S 2760 (Johnson, et al)	Restricts the use of cigarette billboard advertising.
	S 3185 (Meyerson)	Bars all intrastate cigarette advertising.
1976	H 9730 (Miller)	Restricts smoking in various public places.
	H 9949 (D'Andrea)	Restricts smoking in commercial stores.
	H 10037 (Orazio)	Restricts smoking in various public areas.
	H 11037 (Suchin)	Restricts smoking in waiting rooms of transit facilities.
	S 7677 (Dunne, et al)	Restricts smoking in certain public places.
	S 7713 (Isabella)	Bars smoking in aircraft within the state.
	S 7846 (Hudson)	Restricts smoking in commercial stores.
	S 10031 (Padavan)	Bars smoking on school buses.

NORTH CAROLINA

1975	S 588 (Smith)	Requires "no-smoking" areas at public meetings in government buildings.
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RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

NORTH CAROLINA (cont'd)

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1976	None	

NORTH DAKOTA

1975	H 1492 * (Lung, Schindler)	Authorizes the supervisor of a publicly owned building to restrict smoking.
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1976 None

OHIO

1975	H 298 (Wingard, Speck)	Restricts smoking in all places of public assembly.
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S 96 *
(Jackson, et al) Regulates smoking in all places of public assembly.

1976 None

OKLAHOMA

1975	H 1009 * (Camp)	Bars smoking in elevators, buses; restricts smoking in cultural facilities.
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1976 HR 1043
(Camp, et al) Bars smoking in the House of Representatives.

H 1851
(Holaday) Bars smoking in doctors' waiting rooms.

OREGON

1975	H 2461 (Katz, Whiting)	Bars smoking in public areas of state office buildings.
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H 2502
(Cherry) Bars smoking in elevators.

H 2725
(Starr, et al) Bars outdoor tobacco advertisements.

H 2726
(Starr, et al) Bars smoking in stores, elevators; restricts smoking in restaurants.

H 2810 *
(Education Comm.) Adds the use of tobacco to school health curriculum.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

O R E G O N (cont'd)

R H O D E I S L A N D (cont'd)

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1975	H 2820 (Whiting, et al)	Restricts smoking in restaurants.
	H 2844 (Rogers, et al)	Restricts smoking at local, governmental meetings.
	S 263 (Browne, et al)	Restricts smoking in public, governmental meeting rooms.
	S 848 (Cook)	Allows damage suits for "tobacco related diseases."
1976	None	

P E N N S Y L V A N I A

1975	H 745 (Education Comm.)	Includes the use of to- bacco in health educa- tion courses.
	H 746 (Zwikel, et al)	Establishes a public school program on to- bacco and drug abuse education.
	H 978 (Garzia, et al)	Bars smoking in various public places.
	H 1094 (Crawford, et al)	Restricts smoking in various public places.
	H 1816 (Di Carlo, et al)	Restricts smoking in enclosed, indoor areas.
	H 1875 (Reed)	Restricts smoking in various public places.
	S 314 (Hill, Messinger)	Restricts smoking in pa- tients' hospital rooms.
	S 479 (Zemprelli, et al)	Restricts smoking in a wide range of public places.
1976	S 1349 (Manbeck, et al)	Bars smoking in the main Capitol Building.
	S 1617 (Romaneli, Nolan)	Bars smoking in transit vehicles.

R H O D E I S L A N D

1975	H 5788 Naigret, et al)	Bars smoking at public meetings.
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YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1975	S 43 (Canulla)	Bars smoking in various public places.
	S 288 (Quattrocchi)	Bars smoking in schools.
	S 364 (Sapinsley, James)	Restricts smoking in various public places, and in work areas.
1976	None	

S O U T H C A R O L I N A

1975	None	
1976	None	

S O U T H D A K O T A

1975	None	
1976	H 800 (Biever, Heinking)	Restricts smoking in public places and meetings.

T E N N E S S E E

1975	H 872 (Love)	Bars smoking on buses.
1976	H 2284 (Ford, Rowland)	Permits businesses to bar smoking on their premises.
	S 2102 (Hooper)	Permits businesses to bar smoking on their premises.

T E X A S

1975	H 183 (Thompson, Sutton)	Restricts smoking in various public places.
	H 484 (Olson)	Restricts smoking in various public places.
	H 1067 (Lauhoff)	Restricts smoking in various public places.
	S 59 * (Ogg)	Restricts smoking in various public places.
1976	None	

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

U T A H

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1975	HR 15 (Smith, et al)	Urges enforcement of existing smoking bans.
1976	H 25 * (Woodmansee)	Includes existing smok- ing restrictions in the public health laws.

V E R M O N T

1975	S 8 (Daniels)	Restricts smoking in public buildings.
1976	H 462 (Foster)	Restricts smoking in public places.

V I R G I N I A

1975	None	
1976	H 1140 (Saslaw, Rothrock)	Bars smoking in certain public places.
	SJR 56 (Coleman)	Directs a study of the feasibility of banning smoking.

W A S H I N G T O N

1975	H 414 (Valle, et al)	Bars smoking in certain public places.
1976	H 1245 (Valle, et al)	Provides for the en- forcement of smoking bans.
	H 1398 (Brown, et al)	Bars smoking in confined public places.

W E S T V I R G I N I A

1975	H 934 (Lewis)	Regulates smoking in schools.
	S 191 (Susman)	Permits adults to smoke in schools.
	S 256 (Darby, Nelson)	Restricts smoking in places of public assembly.
1976	S 4 (Darby)	Restricts smoking in various public places.
	S 37 (Steptoe)	Restricts smoking in various public places.

TOBACCO MERCHANTS ASSOCIATION

*-- Asterisk denotes enacted legislation

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1975-1976

W I S C O N S I N

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1975	HR 16 (Duren)	Bars smoking in Assem- bly committee rooms.
	HJR 58 (Jackamonis, et al)	Directs a study of the effects of tobacco smoke in confined places.
	H 176 (Duren, et al)	Restricts smoking in hospitals.
	H 891 (Soucil, et al)	Enacts the "Clean In- door Air Act."
	H 1126 (Duren, et al)	Bars smoking in various public places.
	S 438 (Kleccko)	Enacts the "Clean In- door Air Act."

1976 None

W Y O M I N G

1975	H 96 (Sidi, et al)	Restricts smoking in various public places.
	H 400 (Simpson, et al)	Bars smoking at public, governmental meetings.

1976 None

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1977

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1977

ALABAMA

COLORADO

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1977	H 185 (Hall)	Restricts smoking in certain public places.
	S 172 (McDonald)	Restricts smoking in certain public places.

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1977	H 1650 (Youngland)	Restricts smoking in various public places.
	S 137 * (Fowler)	Bars smoking in elevators, museums, galleries, libraries, hospital areas where combustibles are stored, waiting rooms and meeting rooms in all governmental buildings, classrooms, school corridors and restrooms, and public transit vehicles.

ALASKA (+)

1977 (none)

ARIZONA

1977	H 2218 (Ratliff)	Restricts smoking in all state buildings.
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ARKANSAS

1977	H 503 (Phillips)	Prohibits the advertising of cigars and cigarettes.
	H 541 * (Windsor)	Restricts smoking to designated areas in doctors' and dentists' offices, hospital corridors and clinics, hospital rooms (except private ones), and school buses.

CALIFORNIA (+)

1977	H 1222 ^{1/} (Vasconcellos)	Bars smoking in retail food establishments.
	S 189 (Gregorio)	Authorizes a state-run, advertising campaign to discourage people from smoking.
	S 500 ^{2/} (Gregorio)	Restricts smoking in enclosed public places and places of employment.
	S 754 (Alquist)	Requires ventilation for tobacco smoke in restaurants.

CONNECTICUT

1977	H 5430 (Swomley)	Bars smoking in any classroom, auditorium, or gymnasium of a school or college.
	H 5468 (Pugliese)	Bars smoking in retail establishments in areas where employees are prohibited from smoking.
	H 5889 (Swomley)	Restricts smoking in various public places.
	H 6020 (Bertinuson)	Requires restaurants with a seating capacity of 35 or more to provide a no-smoking area.
	H 6681 (Stolberg)	Restricts smoking in any enclosed, indoor area and allows the Department of Labor to regulate smoking in factories and other work places.
	H 6694 (Dyer)	Bars smoking at all public food counters.
	H 7107 (Faulise)	Bars smoking in all state owned and operated buildings.
	H 8029 * (-)	Restricts smoking at governmental meetings, in public school and college classes in publicly owned buildings, in elevators, and in health care institutions.
	S 533 (Miller)	Bars smoking in school and college classrooms.

*

House & Senate voted to ban smoking in Chambers during sessions.

^{1/} Withdrawn from Senate hearings after passing the House.

^{2/} Defeated in the Assembly Health Committee.

*Denotes enacted legislation.

(+) Denotes carry-over state.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1977

DELAWARE (+)

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1977	(none)	

FLORIDA

1977	H 123 (Hazelton)	Requires the person in charge of government buildings to establish no-smoking areas.
	H 596 (Gordon)	Regulates smoking in government buildings.
	S 257 * (Myers)	Restricts smoking in government buildings by asking the supervisor of each unit to establish smoking rules.

GEORGIA (+)

1977	H 544 (Childs & Robinson)	Bars smoking while dispensing gasoline.
	S 330 (Howard)	Restricts smoking in health facilities.

HAWAII (+)

1977	H 1343 (Segawa)	Bars smoking in elevators.
	H 1344 (Segawa)	Restricts smoking in health care facilities.
	S 853 (Kuroda et al.)	Bars selling candy in the form of tobacco products.
	S 1087 (Clong et al.)	Bars smoking in health care facilities.
	S 1088 (Clong et al.)	Bars smoking in elevators.

IDAHO

1977	H 205 (-)	Restricts smoking in elevators, indoor theatres, libraries, art
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RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1977

IDAHO (cont'd)

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1977	H 205 (-)	museums, lectures, concert halls, public buses, waiting rooms, rest rooms, lobbies or hallways of health care institutions among other areas.

ILLINOIS (+)

1977	H 89 (Duester) as Amended (Kosinski)	Bars smoking by any person while inside any public elementary or high school building and sets penalty.
	H 168 (Griesheimer)	Restricts smoking in hospital patient rooms, patient areas, elevators, indoor theatres, libraries, art museums, concert halls, or public buses.

INDIANA

1977	H 1334 ^{1/} (Ducomb & Wathen)	Restricts smoking in certain public places.
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IOWA (+)

1977	H 285 (Wells et al.)	Restricts smoking in elevators, indoor theatres, libraries, museums, concert halls, auditoriums among other areas.
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KANSAS (+)

1977	HCR 5030 (Erne)	Urges the director of taxation to enforce more strictly the prohibition of cigarette sales to minors.
	S 146 (Meyers)	Restricts smoking in several public places.

KENTUCKY

1977	(none)	
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^{1/} Defeated in the House.
*Denotes enacted legislation.
(+) Denotes carry-over state.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1977

LOUISIANA

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1977	S 209 (Casey)	Bars smoking in any indoor sports area or stadium with a seating capacity of 40,000 or more.

MAINE

1977	H 361 (Dexter)	Bars smoking in public meetings.
	H 744 (Kane & Brown)	Requires any advertising claim used in the State to be substantiated, on request by the Attorney General.
	H 818 <u>1/</u> (Quinn)	Restricts smoking in all State offices.

MARYLAND

1977	H 289 (Devlin)	Requires polling areas to have a separate time or room for nonsmoking voters.
	H 366 (Green)	Bars smoking in polling areas.
	S 342 (Dorman)	Restricts smoking in hospitals.
	S 404 (Welcome)	Restricts smoking in restaurants.
	S 405 (Welcome)	Provides for enforcement of ban on smoking in elevators.
	S 406 (Welcome)	Provides for enforcement of ban on smoking in buses.
	SJR 23 (Welcome)	Requests the Department of Health to regulate smoking in publicly owned buildings.

1/ Indefinitely postponed in the Senate, though it passed the House.

2/ Defeated in the House.

3/ Defeated in the House.

4/ Incorporated in H 6005

5/ Defeated in the House.

6/ Tabled in the House.

7/ Tabled in the Senate.

8/ Incorporated in Omnibus Bill.

(+) Denotes carry-over state.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1977

MASSACHUSETTS

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1977	H 137 <u>2/</u> (-)	Requires restaurants with a seating capacity of more than 25 persons to have a no-smoking area.
	H 138 <u>3/</u> (-)	Bars giving sample cigarettes.
	H 310 (Flynn)	Includes the use of tobacco in a health course required in all schools in the State.
	H 403 <u>4/</u> (Businger)	Bars the advertisement of cigarettes on billboards controlled by the outdoor advertising board.
	H 852 <u>5/</u> (Moore)	Restricts smoking in several public places.
	H 2896 <u>6/</u> (Shea)	Requires a final sale date to be placed on cigars.

	H 3714 (Pines et al.)	Requires the posting of no-smoking signs at a minimum of one sign per area plus one additional sign per 200 sq. ft. of floor space up to 1,000 sq. ft.
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	H 4098 (Cole)	Restricts smoking in public transit vehicles or facilities operated by the Mass. Bay Transit Authority.
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	H 6005 (-)	Omnibus Bill relating to highway signs and includes H 403.
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	S 429 <u>7/</u> (Rogers)	Regulates smoking in public places.
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	S 693 (Rogers)	Sets a \$50 fine for violating smoking regulations.
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	S 845 <u>8/</u> (Bulgar)	Authorizes the Department of Environmental Management to regulate new packaging.
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MICHIGAN (+)

1977	H 4552 (Bennett et al.)	Bars smoking within the chamber of the House of Representatives.
	S 354 (Davis)	Urges stricter enforcement regarding sales to minors.

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RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1977

M I C H I G A N (cont'd)

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1977	S 385 (-)	Restricts smoking in public, governmental meetings.
	S 855 (-)	Requires separate work areas for nonsmoking employees.
	SCR 301 (Davis)	Urges stricter enforcement regarding sales to minors.

M I N N E S O T A (+)

1977	H 292 (Laidig et al.)	Provides penalty for persons under 18 using tobacco and for those furnishing tobacco to said persons.
	S 228 (Pillsbury)	Provides penalty for persons under 18 using tobacco and for those furnishing tobacco to said persons.

M I S S I S S I P P I

1977	H 326 ^{1/} (-)	Restricts smoking at public meetings and in public places.
	H 327 ^{2/} (-)	Bars smoking in public places where no-smoking signs are posted.
	S 2092 (Smith)	Prohibits smoking in public places where no-smoking signs are posted.
	S 2092 ^{3/} (Smith)	Provides for the regulation of smoking in certain public places and at certain meetings and prohibits smoking in privately owned establishments where no-smoking signs are posted.
	S 2093 (Smith)	Regulates smoking in public places and at public meetings.

^{1/} Reported to the House with a "do not pass" recommendation.

^{2/} Reported to the House with a "do not pass" recommendation.

^{3/} Committee Substitute to S 2092.

^{4/} Defeated in the Senate.

* Denotes enacted legislation.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1977

M I S S O U R I

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1977	H 675 (Muckler et al.)	Restricts smoking in public transportation areas.
	H 676 (Muckler et al.)	Restricts smoking in hospitals, health clinics, and doctors' offices.
	H 677 (Muckler et al.)	Restricts smoking in schools, government buildings and cultural facilities.
	H 678 (Muckler et al.)	Restricts smoking in retail stores and restaurants.

M O N T A N A

1977	H 174 ^{4/} (Holmes)	Restricts smoking in various public places.
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N E B R A S K A (+)

1977	LB 38 *	Prohibits smoking in several public areas.
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N E V A D A

1977	H 666 * (Glover)	Bars smoking in "any area of any state facility when so designated by the head of the state department having control of the area".
	S 427 (Glaser & Ashworth)	Limits smoking restrictions to state buildings only.

N E W H A M P S H I R E

1977	H 142 * (-)	Restricts smoking to specified areas in cultural facilities, public areas of hospitals, indoor sports arenas, and public meetings in public buildings.
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N E W J E R S E Y

1977	H 3326 (Hawkins et al.)	Includes tobacco in the Controlled Dangerous Substances Act.
	S 818 (Skevin & Scardino)	Restricts smoking in work areas, railroad cars, cultural and health facilities, public offices, and wholesale or retail stores.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1977

NEW MEXICO

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1977	S 48 (Thompson)	Requests all New Mexi- cans to refrain from smoking on April Fool's Day.
	S 63 (Chavez)	Restricts smoking in buses, elevators, cul- tural and health facili- ties, schools, and pol- ling places.

NEW YORK (+)

1977	H 561 (Lehner)	Requires restaurants with bars to reserve 50% of the seating ca- pacity as a no-smoking area.
	H 1476 (Hannon)	Bars smoking in eleva- tors, classrooms, and supermarkets.
	H 1581 (D'Andrea)	Bars smoking on school buses while transport- ing pupils.
	H 2285 ^{1/} (Weprin)	Bars smoking on school buses.
	H 2287 (Weprin)	Bars cigarette vending machines in hospitals.
	H 2494 (Weprin)	Bars smoking in school.
	H 4220 (Betros)	Includes tobacco in health education courses.
	H 4456 (Grannis)	Bars smoking in class- rooms.
	H 5970 (Hevesi)	Bars smoking in eleva- tors.
	H 6121 (Drazio)	Bars smoking in eleva- tors and classrooms.
	H 6215 (Siegel)	Provides for demonstra- tion programs to devel- op methods for treating "tobacco abuses".

^{1/} Died with recess.

^{2/} Substituted by H 2285 which died with recess.

* Denotes enacted legislation

(+) Denotes carry-over state.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1977

NEW YORK (cont'd)

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1977	H 8565 (Rules Committee)	Restricts smoking in "any enclosed, indoor area used by the general public or serving as a place of work ..."
	H 8793 (Rules)	Includes the use of tobac- co in health education pro- grams.
	S 992 (Leichter)	Bars printed cigarette ad- vertising.
	S 1191 (Dunne)	Bars smoking in elevators, classrooms, and supermar- kets.
	S 1266 ^{2/} (Johnson)	Bars smoking on school buses while transporting pupils.
	S 1851 (Johnson)	Bars cigarette vending ma- chines in hospitals.
	S 1853 (Padavan)	Bars smoking on school buses.
	S 1998 (Bronston)	Bars smoking in school.
	S 2358 (Pisani)	Bars smoking in elevators.
	S 6117 (Johnson & Trunzo)	Restricts smoking in public places and meetings.
	S 6532 * (Volker et al.)	Includes the misuse and a- buse of tobacco in public school health education courses.
	*	The State Assembly voted to ban smoking on the floor of the Assembly.

NORTH CAROLINA (+)

1977 (none)

NORTH DAKOTA

1977	S 2328 * (Lee et al.)	Restricts smoking in sever- al specified places of "public assembly" and in all areas having a seating capacity of 50 or more open to the public.
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RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1977

O H I O (+)

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1977	H 926 (Thompson et al.)	Bars the distribution of free sample packs of cigarettes in any public place.
	S 212 * (Jackson et al.)	Limits the number of smoking rooms in a health care facility to no more than one-half.

O K L A H O M A (+)

1977 (none)

O R E G O N

1977	H 2416 (Social Services)	Bars smoking in places of public accomodation.
	H 2417 (Social Services)	Restricts smoking in restaurants.
	H 2418 (Social Services)	Restricts smoking in public places and places of work.
	H 2419 (Social Services)	Bars smoking in government meetings.
	H 2420 * (Social Services)	Extends the area in hospitals where smoking is barred.
	H 2421 (Social Services)	Bars smoking in retail stores and financial establishments.
	H 2422 (Social Services)	Requires the Health Department to regulate smoking in public places
	H 2423 * (Social Services)	Requires the Workmen's Compensation Board to adopt rules restricting smoking in places of employment.
	S 692 (Brown et al.)	Bars outdoor advertisements for all tobacco products.
	S 741 (Wingard & Carson)	Requires the Health Department to regulate smoking in public places.

* Denotes enacted legislation.
(+) Denotes carry-over state.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1977

O R E G O N (cont'd)

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
	S 742 (Wingard & Carson)	Bars smoking in places of public accomodation.
	S 743 (Wingard & Carson)	Requires the Workmen's Compensation Board to adopt rules restricting smoking in places of employment.
	S 744 (Wingard & Carson)	Restricts smoking in restaurants with a seating capacity of 30 or more.
	S 745 (Wingard & Carson)	Restricts smoking in public places and places of work.
	S 746 (Wingard & Carson)	Bars smoking in the public area of any retail store or financial institution.
	S 747 (Wingard & Carson)	Bars smoking in all local, governmental and public meetings.

P E N N S Y L V A N I A (+)

1977	H 989 (Johnson et al.)	Restricts smoking in hospitals.
	H 990 (Johnson et al.)	Bars smoking in doctors' waiting rooms.
	H 1234 (Brandt et al.)	Restricts smoking in public places and meetings.
	H 1314 (Garzia & Di Carlo)	Restricts smoking in eating facilities.
	H 1896 (Garzia & Di Carlo)	Restricts smoking in eating establishments.
	S 168 * (Hill et al.)	Restricts smoking in hospitals and in patients' rooms.
	S 191 (Hill et al.)	Bars furnishing any tobacco product to persons under 16 years of age.
	S 257 (Manbeck & Hill)	Restricts smoking in the State Capitol Building.
	S 430 (Romanelli)	Bars smoking in certain transit vehicles.
	S 811 (Zemprelli)	Restricts smoking in all places where people carry out their public responsibilities and in public accomodations.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1977

R H O D E I S L A N D (+)

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1977	S 8 * (Canulla et al.)	Restricts smoking in elevators, indoor movie theatres, libraries, art galleries, museums, concert halls, buses, primary, secondary or post secondary school buildings, colleges, supermarkets, medical offices, and hospitals.

S O U T H C A R O L I N A (+)

1977	H 2925 (Theodore et al.)	Restricts smoking in public places and meetings.
	S 217 (-)	Restricts smoking in any public, enclosed, indoor area or public meeting.

S O U T H D A K O T A

1977	H 763 (Brever)	Restricts smoking in all public places and meetings.
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T E N N E S S E E (+)

1977	H 504 (Love)	Bars smoking on buses.
	H 1089 (Sterling)	Restricts smoking in public places and meetings.
	S 887 (White)	Bars smoking on intra-state buses.

T E X A S

1977	H 1818 (Labor Comm.)	Restricts smoking in various public places.
	S 740 (Ogg)	Restricts smoking in various public places.

1/ Defeated in the Senate.
2/ Withdrawn.
(+) Denotes carry-over state.

RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1977

U T A H

YEAR	BILL NUMBER AND AUTHOR	SUBJECT
1977	H 295 <u>1/</u> (Sonntag)	Allocates additional funds from increased cigarette tax for greater enforcement of smoking restrictions.
	H 391 (Hokanson)	Provides for the designation of smoking areas in public places.

V E R M O N T (+)

1977	H 190 <u>2/</u> (Austin et al.)	Bars smoking in elevators, school buses, schools, and health facilities.
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V I R G I N I A

1977	H 1686 (Saslaw et al.)	Restricts smoking in health facilities and public schools.
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W A S H I N G T O N (+)

1977	H 162 (Valle et al.)	Restricts smoking in various public places and provides for enforcement.
	H 426 (Charnley & Nelson)	Prohibits smoking in all confined public places, whether indoors or outdoors.
	H 460 (Valle et al.)	Restricts smoking in various public and work places.
	H 900 (Valle et al.)	Provides for specific no-smoking signs and penalty for failure to post such signs.
	S 2250 (McDermott et al.)	Provides for increased penalty for violating smoking laws. Substituted by omnibus anti-smoking law.

W E S T V I R G I N I A

1977	H 1289 (Sons & Rotgin)	Restricts smoking in various public places.
	H 1592 (Tompkins)	Restricts smoking in health facilities, elevators, on public transit vehicles and in schools.

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RESTRICTIVE LEGISLATION AFFECTING TOBACCO
INTRODUCED IN STATE LEGISLATURES,
1977

WEST VIRGINIA (cont'd)

<u>YEAR</u>	<u>BILL NUMBER AND AUTHOR</u>	<u>SUBJECT</u>
1977	S 16 ^{1/} (Stephoe)	Bars smoking in elevators, and public and patient areas of hospitals.

WISCONSIN (+)

1977	H 433 (Munts et al.)	Bars smoking at public places or meetings.
	S 195 (Risser et al.)	Bars smoking in public places and meetings.

WYOMING

1977	H 148 (Sidi & Simpson)	Regulates smoking in public meetings.
	H 421 (Simpson & Urbigkit)	Restricts smoking in any enclosed, indoor area.

^{1/} Defeated in the Senate.
(+) Denotes carry-over state.