

SENATE BILL NO. 426
INTRODUCED BY RASMUSSEN

IN THE SENATE

FEBRUARY 15, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON PUBLIC HEALTH, WELFARE & SAFETY. FIRST READING.
FEBRUARY 17, 1989	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
FEBRUARY 18, 1989	PRINTING REPORT.
FEBRUARY 20, 1989	SECOND READING, DO PASS. ENGROSSING REPORT.
FEBRUARY 21, 1989	THIRD READING, PASSED. AYES, 41; NOES, 9. TRANSMITTED TO HOUSE.

IN THE HOUSE

FEBRUARY 21, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON HUMAN SERVICES & AGING. FIRST READING.
MARCH 16, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 28, 1989	SECOND READING, CONCURRED IN.
MARCH 29, 1989	THIRD READING, CONCURRED IN. AYES, 78; NOES, 19. RETURNED TO SENATE.

MARCH 29, 1989

IN THE SENATE

RECEIVED FROM HOUSE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

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2 INTRODUCED BY Rasmussen
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REVISE THE MONTANA
5 CLEAN INDOOR AIR ACT TO ALLOW THE PROPRIETOR OR MANAGER OF
6 AN ENCLOSED PUBLIC PLACE TO DESIGNATE AND RESERVE THE ENTIRE
7 AREA AS A NONSMOKING AREA; AMENDING SECTION 50-40-104, MCA;
8 AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
9

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 **Section 1.** Section 50-40-104, MCA, is amended to read:

12 "50-40-104. Designation or reservation of smoking or
13 nonsmoking areas -- notice. (1) Except--for--those--enclosed
14 public--places--provided-for-in-50-40-105-and-as-provided-in
15 50-40-201--the The proprietor or manager of an enclosed
16 public place shall:

17 (a) designate nonsmoking areas with easily readable
18 signs; or

19 (b) reserve a part of the public place for nonsmokers
20 and post easily readable signs designating a smoking area;
21 or

22 (c) designate the entire area as a smoking area by
23 posting a sign that is clearly visible to the public stating
24 this designation; or

25 (d) designate and reserve the entire area as a

1 nonsmoking area.

2 (2) The proprietor or manager of an establishment
3 containing enclosed public places shall post a sign in a
4 conspicuous place at all public entrances to the
5 establishment stating, in a manner that can be easily read
6 and understood, whether or not areas within the
7 establishment have been reserved for nonsmokers.

8 (3) The proprietor or manager of an establishment
9 containing both a restaurant and a tavern, in which some
10 patrons choose to eat their meals in the tavern, is not
11 required by this part to post a sign described in subsection
12 (2) in the tavern area of the establishment."

13 NEW SECTION. **Section 2.** Extension of authority. Any
14 existing authority to make rules on the subject of the
15 provisions of [this act] is extended to the provisions of
16 [this act].

17 NEW SECTION. **Section 3.** Effective date. [This act] is
18 effective on passage and approval.

-End-

APPROVED BY COMMITTEE
ON PUBLIC HEALTH, WELFARE
& SAFETY

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2 INTRODUCED BY F. Zimmerman
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