

SB10 INTRODUCED



1 SB10
2 GAPBCC2-1
3 By Senator Allen
4 RFD: Healthcare
5 First Read: 04-Feb-25
6 PFD: 23-Aug-24



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SYNOPSIS:

Under existing law, the Alabama Clean Indoor Air Act prohibits the smoking of tobacco products in most public places and at public meetings.

This bill would rename the act the Vivian Davis Figures Clean Indoor Air Act.

This bill would also prohibit the smoking of electronic nicotine delivery systems in the same manner as the smoking of tobacco products is prohibited.

A BILL
TO BE ENTITLED
AN ACT

Relating to the Alabama Clean Indoor Air Act, to amend Sections 22-15A-1 and 22-15A-3, Code of Alabama 1975, to rename the act the Vivian Davis Figures Clean Indoor Air Act; and to prohibit the smoking of electronic nicotine delivery systems in the same manner as the smoking of tobacco products is prohibited.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 22-15A-1 and 22-15A-3 of the Code of Alabama 1975, are amended to read as follows:

"§22-15A-1



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29 This chapter shall be known and may be cited as the
30 "~~Alabama~~ Vivian Davis Figures Clean Indoor Air Act."

31 "§22-15A-3

32 As used in this chapter, the following words and
33 phrases ~~shall~~ have the following meanings:

34 (1) BAR AND LOUNGE. Any establishment which is
35 primarily devoted to the serving of alcoholic beverages for
36 consumption by patrons on the premises and in which the
37 serving of food is only incidental to the consumption of
38 beverages. Although a restaurant may contain a bar, the term
39 "bar" shall not include the restaurant dining area.

40 (2) CHILD CARE FACILITY. Any facility caring for
41 children.

42 (3) DEPARTMENT. The Alabama Department of Public
43 Health.

44 (4) EMPLOYER. Any person, partnership, association,
45 corporation, or nonprofit entity that employs five or more
46 persons, including the legislative, executive, and judicial
47 branches of state government; and any county, city, town, ~~or~~
48 village, or any other political subdivision of the state; any
49 public authority, commission, agency, or public benefit
50 corporation; or any other separate corporate instrumentality
51 or unit of state or local government.

52 (5) GOVERNMENT BUILDING. Any building owned or operated
53 by the state, including the legislative, executive, and
54 judicial branches of state government; any county, city, town,
55 ~~or~~ village, or any other political subdivision of the state;
56 any public authority, commission, agency, or public benefit



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57 corporation; or any other separate corporate instrumentality
58 or unit of state or local government.

59 (6) PUBLIC CONVEYANCE. A bus, taxi, train, trolley,
60 boat, and any other means of public transit.

61 (7) PUBLIC MEETING. Any meeting open to the public
62 unless held in a private residence.

63 (8) PUBLIC PLACE. Any enclosed area to which the public
64 is permitted, including, but not limited to, auditoriums,
65 elevators, hospitals, nursing homes, libraries, courtrooms,
66 jury waiting rooms and deliberation rooms, ~~theatres~~ theaters,
67 museums, common areas of retirement homes, restaurants,
68 laundromats, health facilities, educational facilities,
69 shopping malls, government buildings, sports and recreational
70 facilities, places of employment, airports, banks, retail
71 stores, and service establishments. A private residence is not
72 a "public place."

73 (9) SERVICE LINE. Any indoor line at which one or more
74 persons are waiting for or receiving service of any kind,
75 whether or not the service involves the exchange of money.

76 (10) SMOKING. The burning of a lighted cigarette,
77 cigar, pipe, or any other matter or substance that contains
78 tobacco, and the use of an electronic nicotine delivery system
79 as defined in Section 28-11-2.

80 (11) SMOKING AREA. Any designated area meeting the
81 requirements of Section 22-15A-7."

82 Section 2. This act shall become effective on October
83 1, 2025.