

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE BILL 495

By: Holt

4
5 AS INTRODUCED

6 An Act relating to restrictions on smoking; amending
7 40 O.S. 2011, Section 502, which relates to
8 application of act; requiring smoking restrictions be
9 considered as bona fide qualification under certain
10 circumstances; and providing an effective date.

11 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

12 SECTION 1. AMENDATORY 40 O.S. 2011, Section 502, is
13 amended to read as follows:

14 Section 502. The provisions of Sections 11 through 14 of this
15 act shall not apply when the restriction on smoking relates to a
16 bona fide occupational requirement or an applicable collective
17 bargaining agreement which prohibits or allows off-duty use of
18 tobacco products. A restriction on smoking or other use of tobacco
19 products shall be considered a bona fide occupational requirement
20 when the employee works for an employer whose principal business is
21 the provision or promotion of health care.

22 SECTION 2. This act shall become effective November 1, 2015.

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