

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 SENATE BILL 986

By: Hicks

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5
6 AS INTRODUCED

7 An Act relating to smoking in public places; amending
8 63 O.S. 2011, Section 1-1527, as amended by Section
9 2, Chapter 187, O.S.L. 2013 (63 O.S. Supp. 2020,
10 Section 1-1527), which relates to legislative intent;
11 eliminating certain preemption; authorizing adoption
12 of certain regulations; defining term; prohibiting
13 certain local laws from being less stringent than
14 state law; broadening provisions to apply to vapor
15 products; updating statutory reference; and providing
16 an effective date.

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

18 SECTION 1. AMENDATORY 63 O.S. 2011, Section 1-1527, as
19 amended by Section 2, Chapter 187, O.S.L. 2013 (63 O.S. Supp. 2020,
20 Section 1-1527), is amended to read as follows:

21 Section 1-1527. The State Legislature by adopting ~~this act~~ the
22 Smoking in Public Places Act intends to ~~preempt any other regulation~~
23 ~~promulgated to control smoking in public places and to standardize~~
24 ~~laws that~~ authorize governmental subdivisions ~~may~~ to adopt
regulations to control or prohibit smoking or vaping in public
places. As used in this section, "public place" shall have the same
meaning as provided by Section 1-1522 of this title. Cities and

1 towns may enact and enforce laws prohibiting and penalizing conduct
2 under provisions of ~~this act, but the provisions of such laws shall~~
3 ~~be the same as provided in this act and the enforcement provisions~~
4 ~~under such laws shall not~~ the Smoking in Public Places Act. Such
5 laws may be more, but not less, stringent than those of this act,
6 ~~provided, however, that cities.~~ Cities and towns shall be
7 authorized to enact laws restricting smoking or vaping on properties
8 owned or operated by the respective governing bodies. Nothing in
9 this section shall be construed as to prevent county or municipal
10 governments, at the discretion of the respective governing bodies,
11 from prohibiting smoking in or on property owned or operated by the
12 respective governing bodies.

13 SECTION 2. This act shall become effective November 1, 2021.

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