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SENATE BILL NO. 149

Offered January 10, 2018

Prefiled December 28, 2017

A BILL to amend the Code of Virginia by adding in Article 1 of Chapter 28.2 of Title 15.2 a section numbered 15.2-2823.1, relating to smoking in outdoor amphitheater or concert venue; penalty.

Patron—Edwards

Referred to Committee on Local Government

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding in Article 1 of Chapter 28.2 of Title 15.2 a section numbered 15.2-2823.1 as follows:

§ 15.2-2823.1. Smoking in outdoor amphitheater or concert venue; penalty.

A. Any locality, by ordinance, may designate nonsmoking areas within an outdoor amphitheater or concert venue owned by that locality. An ordinance adopted pursuant to this section shall require the locality to install adequate signs within each outdoor amphitheater or concert venue that designate the nonsmoking areas within such outdoor amphitheater or concert venue.

B. No person shall smoke in any area or place designated as a nonsmoking area in any ordinance adopted pursuant to subsection A, and any person who continues to smoke in such area or place after having been asked to refrain from smoking shall be subject to a civil penalty of not more than \$25.

C. Civil penalties assessed under this section shall be paid into the Virginia Health Care Fund established under § 32.1-366.

INTRODUCED

SB149