

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding in Article 1 of Chapter 9 of Title 15.2 a section*
3 *numbered 15.2-926.4, relating to regulation of smoking in outdoor amphitheater or concert venue;*
4 *civil penalty.*

5 [S 149]

6 Approved

7 **Be it enacted by the General Assembly of Virginia:**

8 **1. That the Code of Virginia is amended by adding in Article 1 of Chapter 9 of Title 15.2 a**
9 **section numbered 15.2-926.4 as follows:**

10 ***§ 15.2-926.4. Regulation of smoking in outdoor amphitheater or concert venue; civil penalty.***

11 *A. Any locality, by ordinance, may designate reasonable no-smoking areas within an outdoor*
12 *amphitheater or concert venue owned by that locality.*

13 *B. An ordinance adopted pursuant to this section shall:*

14 *1. Require the locality to install adequate signs within each outdoor amphitheater or concert venue*
15 *that designate the no-smoking areas within such outdoor amphitheater or concert venue;*

16 *2. Provide that no person shall smoke in any area or place designated as a no-smoking area and*
17 *that any person who continues to smoke in such area or place after having been asked to refrain from*
18 *smoking shall be subject to a civil penalty of not more than \$25; and*

19 *3. Provide that any law-enforcement officer may issue a summons regarding a violation of the*
20 *ordinance.*

21 *C. Civil penalties assessed under this section shall be paid into the treasury of the locality where the*
22 *offense occurred and shall be expended solely for public health purposes.*

23 **2. That the provisions of this act shall not become effective unless reenacted by the 2019 Session of**
24 **the General Assembly.**

ENROLLED

SB149ER