

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2005**

**H**

**1**

**HOUSE BILL 1482**

Short Title: Smoking in Public Places/Local Health/DSS. (Public)

Sponsors: Representatives Pierce; Wainwright and Weiss.

Referred to: Health.

April 21, 2005

A BILL TO BE ENTITLED  
AN ACT TO EXEMPT FROM THE LAW GOVERNING SMOKING  
RESTRICTIONS LOCAL DEPARTMENTS OF SOCIAL SERVICES AND THE  
BUILDINGS AND GROUNDS WHERE THEY ARE LOCATED.

The General Assembly of North Carolina enacts:

**SECTION 1.** If House Bill 239 of the 2005 General Assembly is enacted, then G.S. 143-599, as amended by that act, reads as rewritten:

**"§ 143-599. Exemptions.**

All of the following facilities shall be exempt from the provisions of this Article:

- (1) Any primary or secondary school or child care center, except for a teacher's lounge.
- (2) An enclosed elevator.
- (3) Public school bus.
- (4) Hospital, nursing home, rest home, and State facility operated under the authority of G.S. 122C-181.
- (5) Local health ~~department and the building and grounds where the local health department is located.~~ department and local department of social services and the building and grounds where the local health department or local department of social services, as applicable, is located. For the purposes of this subdivision, "grounds" means the area located within 50 linear feet of a local health department.
- (6) Any nonprofit organization or corporation whose primary purpose is to discourage the use of tobacco products by the general public.
- (7) Tobacco manufacturing, processing, and administrative facilities."

**SECTION 2.** If House Bill 239, 2005 General Assembly, is not enacted, then G.S. 143-599 reads as rewritten:

**"§ 143-599. Exemptions.**

All of the following facilities shall be exempt from the provisions of this Article:

- 1           (1) Any primary or secondary school or child care center, except for a  
2           teacher's lounge.
- 3           (2) An enclosed elevator.
- 4           (3) Public school bus.
- 5           (4) Hospital, nursing home, rest home, and State facility operated under  
6           the authority of G.S. 122C-181.
- 7           (5) Local health ~~department~~ department and local department of social  
8           services and the building and grounds where the local health  
9           department or local department of social services, as applicable, is  
10           located. For purposes of this subdivision, "grounds" means a 50-foot  
11           area surrounding the building entrances and exits and a 50-foot area  
12           surrounding all air intake vents for the building ventilation system.
- 13           (6) Any nonprofit organization or corporation whose primary purpose is to  
14           discourage the use of tobacco products by the general public.
- 15           (7) Tobacco manufacturing, processing, and administrative facilities."
- 16           **SECTION 3.** This act is effective when it becomes law.