

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005**

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**HOUSE BILL 239**

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

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Sponsors: Representatives Wainwright; B. Allen and England.

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Referred to: Health.

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February 16, 2005

1 A BILL TO BE ENTITLED  
2 AN ACT TO EXEMPT FROM THE LAW GOVERNING SMOKING  
3 RESTRICTIONS LOCAL HEALTH DEPARTMENTS AND THE BUILDINGS  
4 AND GROUNDS WHERE THEY ARE LOCATED.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 143-599 reads as rewritten:

7 "**§ 143-599. Exemptions.**

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

- 9 (1) Any primary or secondary school or child care center, except for a  
10 teacher's lounge.  
11 (2) An enclosed elevator.  
12 (3) Public school bus.  
13 (4) Hospital, nursing home, rest home, and State facility operated under  
14 the authority of G.S. 122C-181.  
15 (5) Local health ~~department~~department and the building and grounds  
16 where the local health department is located.  
17 (6) Any nonprofit organization or corporation whose primary purpose is to  
18 discourage the use of tobacco products by the general public.  
19 (7) Tobacco manufacturing, processing, and administrative facilities."

20 **SECTION 2.** This act is effective when it becomes law.