

ENROLLED HOUSE
CONCURRENT
RESOLUTION NO. 1075

BY: FALLIN, HAMILTON (Jeff)
and COLEMAN of the HOUSE

and

LONG (Ed) of the SENATE

A CONCURRENT RESOLUTION RELATING TO DAY CARE CENTERS;
REQUIRING PROMULGATION OF RULES; PROHIBITING USE OF TOBACCO
PRODUCTS IN FAMILY DAY CARE HOMES AND DAY CARE CENTERS;
PROVIDING EXCEPTION; DEFINING TERM; AND DIRECTING
DISTRIBUTION.

WHEREAS, according to the U.S. Surgeon General, smoking is the chief single avoidable cause of death in our society and the most important public health issue of our time; and

WHEREAS, the use of tobacco is still allowed to a certain extent in Oklahoma family day care homes and day care centers; and

WHEREAS, the Department of Human Services, pursuant to the Oklahoma Child Care Facilities Licensing Act, regulates smoking in family day care homes and day care centers; and

WHEREAS, the Department of Human Services is authorized to completely ban or better restrict smoking in family day care homes and day care centers.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 43RD OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. The Department of Human Services should promulgate rules prohibiting the use of all tobacco products including, but not limited to, cigarettes, cigars, pipes, snuff, and chewing tobacco on or in the premises of any family day care home or day care center. If day care is in a private home, tobacco products should not be used in the area where children are kept during business hours. For purposes of this section "premises" means any portion of a building, structure, room or enclosure located on real estate owned, leased, used, controlled or operated by a family day care home or day care center. The term "premises" should not include any grounds or outside area which is not generally available to children.

SECTION 2. Copies of this resolution shall be distributed to the Commission for Human Services and to the Governor of this state.

Adopted by the House of Representatives the 27th day of May,

1992.

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Speaker

of the House

Representative

Adopted by the Senate the 22nd day of May, 1992.

Senate President of the