

STATE OF OKLAHOMA

1st Session of the 54th Legislature (2013)

HOUSE BILL 1356

By: Cooksey

AS INTRODUCED

An Act relating to public health and safety; amending 63 O.S. 2011, Section 1-1515, which relates to the Clean Air in Restaurants Act; extending dates for rebate program for restaurants converting to smoke-free environment; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 63 O.S. 2011, Section 1-1515, is amended to read as follows:

Section 1-1515. A. This section shall be known and may be cited as the "Clean Air in Restaurants Act".

B. The Legislature hereby finds:

1. Numerous studies have found that tobacco smoke is a major contributor to indoor air pollution;

2. Reliable studies have shown that breathing secondhand smoke is a cause of disease, including lung cancer, in healthy nonsmokers. At special risk are elderly people, children, people with cardiovascular disease, and individuals with impaired respiratory

1 function, including asthmatics and those with obstructive airway
2 disease; and

3 3. Health hazards induced by breathing secondhand smoke include
4 lung cancer, respiratory infection, decreased exercise tolerance,
5 decreased respiratory function, bronchoconstriction, and
6 bronchospasm.

7 C. 1. The State Department of Health is hereby authorized to
8 implement a rebate program for the purpose of reimbursing persons or
9 entities that own restaurants located in this state for expenses
10 incurred prior to November 1, ~~2010~~ 2013, in complying with the
11 requirements imposed by subsection J of Section 1247 of Title 21 of
12 the Oklahoma Statutes. The rebate shall be equal to fifty percent
13 (50%) of the original expenditure, minus depreciation costs, and
14 shall only be disbursed if the restaurant converts to a completely
15 smoke-free environment no later than January 1, ~~2013~~ 2016.

16 2. The Department shall be required to utilize the proceeds
17 generated by the Tobacco Prevention and Cessation Revolving Fund in
18 funding the rebate program and shall promulgate such rules as are
19 necessary to implement the provisions of the program.

20 SECTION 2. This act shall become effective November 1, 2013.

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