

Bill No. CS for SB 1308

Barcode 755766

CHAMBER ACTION

Senate

House

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The Committee on Commerce and Consumer Services (Margolis)  
recommended the following amendment:

**Senate Amendment (with title amendment)**

On page 4, lines 6-18, delete those lines

and insert:

Section 3. Section 386.2045, Florida Statutes, is  
amended to read:

386.2045 Enclosed indoor workplaces; specific  
exceptions.--Notwithstanding s. 386.204, tobacco smoking may  
be permitted in each of the following places:

(1) PRIVATE RESIDENCE.--A private residence whenever  
it is not being used commercially to provide child care, adult  
care, or health care, or any combination thereof as defined in  
s. 386.203(1).

(2) RETAIL TOBACCO SHOP.--An enclosed indoor workplace  
dedicated to or predominantly for the retail sale of tobacco,  
tobacco products, and accessories for such products, as  
defined in s. 386.203(9) ~~s. 386.203(8)~~.

(3) DESIGNATED SMOKING GUEST ROOM.--A designated

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1 smoking guest room at a public lodging establishment as  
2 defined in s. 386.203(4).

3 (4) STAND-ALONE BAR.--A business that meets the  
4 definition of a stand-alone bar as defined in s. 386.203(12)  
5 ~~s. 386.203(11)~~ and that otherwise complies with all applicable  
6 provisions of the Beverage Law and this part.

7 (5) SMOKING CESSATION PROGRAM, MEDICAL OR SCIENTIFIC  
8 RESEARCH.--An enclosed indoor workplace, to the extent that  
9 tobacco smoking is an integral part of a smoking cessation  
10 program approved by the department, or medical or scientific  
11 research conducted therein. Each room in which tobacco smoking  
12 is permitted must comply with the signage requirements in s.  
13 386.206.

14 (6) CUSTOMS SMOKING ROOM.--A customs smoking room in  
15 an airport in-transit lounge under the authority and control  
16 of the Bureau of Customs and Border Protection of the United  
17 States Department of Homeland Security subject to the  
18 restrictions contained in s. 386.205.

19 (7) EXPRESSIVE ACTIVITY.--Any enclosed indoor  
20 workplace or public place to the extent that tobacco smoking  
21 is done upon a stage and done by the performers during the  
22 course of, and is a part of, the theatrical production.

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25 ===== T I T L E A M E N D M E N T =====

26 And the title is amended as follows:

27 On page 1, lines 14 & 15, delete those lines

28  
29 and insert:

30 penalties; amending s. 386.2045, F.S.;

31 conforming cross-references; creating a new

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1 exemption; amending s. 386.205, F.S.;

2 conforming cross-references;

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