

## HOUSE SUMMARY OF SENATE AMENDMENTS

HB 531

2017 Regular Session

Hoffmann

HEALTH/SMOKING: Prohibits the use of tobacco products on school property

**Synopsis of Senate Amendments**

1. Removes proposed law definition of "tobacco product"; retains present law definition of "smoking" and adds various electronic smoking products to this definition.
2. Authorizes persons who are not students or school employees to "smoke" or consume tobacco products on school property that is not inside a school building.
3. Specifies that the prohibition on use of tobacco products in vehicles transporting students attending any school applies to school vehicles.

**Digest of Bill as Finally Passed by Senate**

Present law prohibits certain activities related to smoking at schools.

Present law defines "smoking" as possession of a lighted cigar, cigarette, pipe, or any other lighted tobacco product. Proposed law adds various electronic smoking products to this definition.

Present law prohibits any person from smoking, chewing, or otherwise consuming any tobacco or tobacco product in any elementary or secondary school building. Proposed law adds inhaling, ingesting, and absorbing to the prohibition against the use of tobacco and tobacco products, and, for students and employees, broadens the prohibited locations to any other school property. Further prohibits use of electronic cigarettes, vaporizers, and similar devices. Excepts from this prohibition any tobacco product approved by the U.S. Food and Drug Administration for sale as a tobacco cessation product that is marketed and sold solely for such an approved purpose.

Proposed law defines "school property" as school grounds, playgrounds, premises, and property, including but not limited to land, improvement, and facilities, including school vehicles used for the provision of academic and extracurricular programs and administration, at any elementary or secondary school, the La. School for the Deaf, the La. School for the Visually Impaired, the La. Special Education Center, and schools in the Special School District.

Present law authorizes the designation of smoking areas on school property. Proposed law deletes this authorization.

Present law prohibits smoking on any school bus transporting children attending any public school. Proposed law prohibits use of a tobacco product on any school bus or school vehicle transporting students attending any school.

Proposed law provides that the provisions of proposed law shall not apply to any school property that is rented, leased, or otherwise made available for noneducational purposes.

Effective upon the signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 17:240(A) and (B))