

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2300

Page 1, line 1, after "to" insert "create and enact a new section to chapter 23-12 of the North Dakota Century Code, relating to smoke-free exceptions; to"

Page 2, line 11, after "beverages" insert ", including bars located within hotels or restaurants which are in separate enclosed areas vented directly to the outdoors which are not licensed primarily or exclusively to sell alcoholic beverages"

Page 2, line 26, replace "Health care services" with:

"7. "Health care services"

Page 2, line 27, after the fifth underscored comma insert "and" and replace ", and" with an underscored period

Page 2, remove lines 28 and 29

Page 2, line 30, replace "7." with "8."

Page 3, line 4, replace "8." with "9."

Page 3, line 22, replace "9." with "10."

Page 3, line 25, replace "10." with "11."

Page 4, line 1, replace "11." with "12."

Page 4, line 4, replace "12." with "13."

Page 4, line 6, replace "13." with "14."

Page 4, line 9, replace "14." with "15."

Page 5, remove lines 17 and 18

Page 5, line 19, replace "g." with "f." and remove ", until August 1, 2007"

Page 5, replace lines 20 through 22 with:

"g. Any place of public access rented or leased for private functions from which the general public and children are excluded and arrangements for the function are under the control of the function sponsor."

Page 6, after line 24, insert:

"**SECTION 4.** A new section to chapter 23-12 of the North Dakota Century Code is created and enacted as follows:

Exceptions - Medical necessity.

1. Notwithstanding the provisions of any other state or local law, a patient may smoke in a hospital licensed by the state or on the grounds of a hospital licensed by the state if the patient's attending physician authorizes the activity based on medical policies adopted by the hospital organized medical staff.

2. Notwithstanding the provisions of any other state or local law, a resident of a licensed basic care facility or a licensed nursing facility may smoke in the facility or on the grounds of the facility if approved by the board of the facility."

Renumber accordingly