

I MINA' TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

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CPM

Bill No. 101 (COR)

Introduced by:

B.J.F. Cruz
Judith P. Guthertz, DPA
R.J. Respicio

AN ACT TO AMEND §90105 OF CHAPTER 90, TITLE 10, GUAM CODE ANNOTATED; RELATIVE TO SMOKING WITHIN TWENTY (20) FEET OF AN ENTRANCE OF A PUBLIC PLACE WHERE SMOKING IS PROHIBITED.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. §90105 of Chapter 90, Title 10, Guam Code Annotated is amended to read:

“§ 90105. Prohibition of Smoking in Public Places.

(a) Smoking shall be prohibited in all enclosed public places and within twenty (20) feet of the entrance or exit of enclosed public areas, including, *but not limited to*, the following places:

(1) Elevators.

(2) Buses, taxicabs, airplanes, and other means of public transit and ticket, boarding, and waiting areas of public transport depots, including bus stops, bus shelters, *or* any facility provided for students waiting for bus transportation to and from school.

All monies collected from citations issued pursuant to this subsection *shall* be deposited in the Police Services Fund.

(3) Restrooms.

(4) Service lines.

1 (5) All areas available to and customarily used by the general
2 public in all businesses patronized by the public.

3 (6) Restaurants.

4 (7) Public areas of aquariums, galleries, libraries and museums
5 when open to the public.

6 (8) Any building not open to the sky which is primarily used for
7 exhibiting motion pictures, stage shows, musical recitals or other
8 performances, except when smoking is part of a stage production.

9 (9) Sports arenas and convention halls.

10 (10) Every place of meeting or public assembly during such
11 time as a public meeting is in progress.

12 (11) Waiting rooms, hallways, wards and semi-private rooms
13 for health facilities, including, *but not limited to*, hospitals, clinics,
14 physical therapy facilities, doctors' offices and dentists' offices.

15 (12) Polling places.

16 (b) Any owner, operator, manager or other person who controls any
17 establishment, facility or area described within this Chapter where smoking
18 is not or in-part regulated, may prohibit smoking to occur within the entire
19 establishment, facility or area and § 90109, § 90110, and § 90111 of this
20 Chapter shall apply.”