

2326

2015-2016 Regular Sessions

I N   A S S E M B L Y

January 16, 2015

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Introduced by M. of A. MOSLEY, GLICK, JAFFEE, ROBERTS, DUPREY, DINOWITZ,  
PAULIN, CAHILL, LIFTON -- Multi-Sponsored by -- M. of A. CROUCH, FAHY,  
GALEF -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to the use and sale of  
tobacco at state-operated institutions of the state university of New  
York

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-  
BLY, DO ENACT AS FOLLOWS:

1     Section 1.    Legislative intent. The legislature finds and declares  
2     that it shall be the policy of the state university of New York (SUNY)  
3     to ensure that all state-operated campuses embrace a tobacco-free envi-  
4     ronment. Tobacco use is the number one preventable cause of death in the  
5     United States and accounts for more annual deaths than suicide, murder,  
6     HIV/AIDS, alcohol use, illegal drug use and motor vehicle injuries  
7     combined. Using tobacco is a personal choice, a tobacco-free policy does  
8     not take away an individual's right to choose to use tobacco, it does  
9     limit where a person may use tobacco. SUNY respects an individual's  
10    right to choose to use tobacco off campus, in places where it is accept-  
11    able to do so. SUNY is first and foremost an educational institution.  
12    S 2.    Section 355 of the education law is amended by adding a new  
13    subdivision 20 to read as follows:  
14    20. THE FOLLOWING ARE PROHIBITED AT STATE-OPERATED INSTITUTIONS OF THE  
15    STATE UNIVERSITY OF NEW YORK:  
16    A. THE USE OR SALE OF TOBACCO ON ALL GROUNDS AND FACILITIES OWNED,  
17    LEASED OR CONTROLLED BY THE STATE UNIVERSITY OR ITS RELATED ENTITIES,  
18    INCLUDING INDOOR AND OUTDOOR LOCATIONS; AND  
19    B. THE USE OF TOBACCO IN VEHICLES OWNED, RENTED OR LEASED BY THE STATE  
20    UNIVERSITY OR ITS AFFILIATED ENTITIES. FOR PURPOSES OF THIS SUBDIVISION,  
21    THE "AFFILIATED ENTITIES" OF THE STATE-OPERATED INSTITUTIONS OF THE  
22    STATE UNIVERSITY ARE THE FOUNDATIONS, AUXILIARY SERVICES CORPORATIONS,  
23    AND ALUMNI ASSOCIATIONS AND SUBSIDIARIES THEREOF.  
24    S 3.    This act shall take effect September 1, 2017.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

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