STATE OF NEW YORK

3538

2021-2022 Regular Sessions

IN SENATE

January 30, 2021

Introduced by Sen. STAVISKY -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to the regulation of smoking and vaping on the grounds and other outdoor areas of public colleges and universities

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Paragraph (b) of subdivision 2 of section 1399-ii of the public health law, as amended by section 12 of part EE of chapter 56 of the laws of 2020, is amended to read as follows:

(b) School-based programs**, including those located at colleges and universities,** to prevent and reduce tobacco use and use of vapor products;

§ 2. Subdivision 2 of section 1399-o of the public health law is amended by adding a new paragraph c to read as follows:

c. on the grounds or other outdoor areas of any public college or university that are owned, leased or operated by such college or university, except that the restrictions in this paragraph shall not apply to any outdoor spaces or areas that are shared between the college or university and private parties pursuant to a lease, or to such spaces or areas that are not under the full and sole control of such college or university.

§ 3. This act shall take effect on the sixtieth day after it shall have become a law.

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

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