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**ENGROSSED SUBSTITUTE SENATE BILL 5666**

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AS AMENDED BY THE HOUSE - BILL FAILED FP 4/27/97

**State of Washington                      55th Legislature                      1997 Regular Session**

**By** Senate Committee on Commerce & Labor (originally sponsored by Senators Schow, Prentice, Roach, Patterson, Goings, Swecker, Newhouse, Benton, Bauer, Horn, Loveland, Finkbeiner, Wood, Wojahn, Sellar, Rasmussen and Anderson)

Read first time 02/24/97.

1            AN ACT Relating to permitting employers to accommodate indoor  
2 smoking in the workplace; and adding new sections to chapter 49.17 RCW.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            NEW SECTION.    **Sec. 1.** A new section is added to chapter 49.17 RCW  
5 to read as follows:

6            (1) Any rule adopted under this chapter restricting smoking in the  
7 workplace shall include provisions permitting employer policies as  
8 authorized in this section.

9            (2) An employer's policy restricting smoking in the workplace must  
10 include a provision for a designated enclosed smoking room if a smoking  
11 room policy is included in a collective bargaining agreement applicable  
12 to the workplace or, if no collective bargaining agreement applies, the  
13 employees of the employer agree to a written smoking room policy. The  
14 designated smoking room is deemed to meet any ventilation requirements  
15 of this chapter if it is ventilated as required by the American Society  
16 of Heating, Refrigerating, and Air Conditioning Engineers, Inc.  
17 standard 62-1989.

18            (3) The written smoking room policy must be kept on file by the  
19 employer and made available to employees on request.

1       (4) This section does not apply to a workplace if a statute  
2 expressly prohibiting indoor smoking applies to that workplace.

3       (5) This section may not be construed to require any employer to  
4 provide a smoking room.

5       NEW SECTION.   **Sec. 2.** A new section is added to chapter 49.17 RCW  
6 to read as follows:

7       No advertising, sales, or sampling of cigarettes or tobacco  
8 products are permitted in the designated smoking rooms.

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