

By: Representative Parker

To: Public Health and Human Services; Judiciary B

HOUSE BILL NO. 1109

1 AN ACT TO PROVIDE THAT IT IS A MISDEMEANOR TO VIOLATE THE  
2 POSTED NONSMOKING POLICY OF A BUSINESS OR SERVICE ESTABLISHMENT  
3 THAT IS LOCATED IN A COUNTY OR MUNICIPALITY THAT DOES NOT HAVE AN  
4 ORDINANCE PROHIBITING SMOKING; AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** If a business or service establishment that is  
7 open to the public is located in a county or municipality that  
8 does not have an ordinance prohibiting smoking, and the  
9 establishment has a policy prohibiting smoking in the facilities  
10 of the establishment and has posted prominent signs at the  
11 entrance of and within the facilities stating that smoking is  
12 prohibited in those facilities and that violations are punishable  
13 as a misdemeanor, then any person who violates the posted  
14 nonsmoking policy of the establishment is guilty of a misdemeanor  
15 and, upon conviction thereof, shall be fined not less than  
16 Twenty-five Dollars (\$25.00) nor more than Fifty Dollars (\$50.00)  
17 for each such offense.

18 **SECTION 2.** This act shall take effect and be in force from  
19 and after July 1, 2011.

