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State of Minnesota  
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH  
SESSION

HOUSE FILE No. **2118**

March 14, 2007

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The bill was read for the first time and referred to the Committee on Health and Human Services

1.1 A bill for an act  
1.2 relating to health; prohibiting smoking near entrances to public places; amending  
1.3 Minnesota Statutes 2006, section 144.414, subdivisions 1, 3.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2006, section 144.414, subdivision 1, is amended to read:

1.6 Subdivision 1. **Public places.** No person shall smoke in a public place, within 50  
1.7 feet of a public entrance to a public place, or at a public meeting except in designated  
1.8 smoking areas. This prohibition does not apply in cases in which an entire room or hall  
1.9 is used for a private social function and seating arrangements are under the control of  
1.10 the sponsor of the function and not of the proprietor or person in charge of the place.  
1.11 Furthermore, this prohibition shall not apply to places of work not usually frequented by  
1.12 the general public, except that the state commissioner of health shall establish rules to  
1.13 restrict or prohibit smoking in factories, warehouses, and those places of work where  
1.14 the close proximity of workers or the inadequacy of ventilation causes smoke pollution  
1.15 detrimental to the health and comfort of nonsmoking employees.

1.16 Sec. 2. Minnesota Statutes 2006, section 144.414, subdivision 3, is amended to read:

1.17 Subd. 3. **Health care facilities and clinics.** (a) Smoking is prohibited in any area  
1.18 of or within 50 feet of a public entrance to a hospital, health care clinic, doctor's office,  
1.19 or other health care-related facility, other than a nursing home, boarding care facility, or  
1.20 licensed residential facility, except as allowed in this subdivision.

1.21 (b) Smoking by participants in peer reviewed scientific studies related to the health  
1.22 effects of smoking may be allowed in a separated room ventilated at a rate of 60 cubic  
1.23 feet per minute per person pursuant to a policy that is approved by the commissioner and

- 2.1 is established by the administrator of the program to minimize exposure of nonsmokers
- 2.2 to smoke.