

By: Miller

H.B. No. 2652

A BILL TO BE ENTITLED

AN ACT

relating to the use of cigarettes, e-cigarettes, or tobacco products on property owned by or leased for a state agency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 2165, Government Code, is amended by adding Subchapter A-1 to read as follows:

SUBCHAPTER A-1. CIGARETTE, E-CIGARETTE, OR TOBACCO PRODUCT USE ON STATE PROPERTY

Sec. 2165.031. APPLICABILITY. Notwithstanding Section 2165.002, this subchapter applies to any property owned by this state and used by a state agency, including an institution of higher education as defined by Section 61.003, Education Code.

Sec. 2165.032. DEFINITIONS. In this subchapter:

(1) "Cigarette" has the meaning assigned by Section 154.001, Tax Code.

(2) "E-cigarette" has the meaning assigned by Section 161.081, Health and Safety Code.

(3) "Tobacco product" has the meaning assigned by Section 155.001, Tax Code.

Sec. 2165.033. PROHIBITION OF CIGARETTE, E-CIGARETTE, OR TOBACCO PRODUCT USE ON STATE PROPERTY. The use of a cigarette, e-cigarette, or tobacco product is prohibited in any building or on any grounds owned by this state and used by a state agency.

SECTION 2. Chapter 2167, Government Code, is amended by

1 adding Subchapter A-1 to read as follows:

2 SUBCHAPTER A-1. CIGARETTE, E-CIGARETTE, OR TOBACCO PRODUCT USE IN  
3 SPACE LEASED BY STATE AGENCY

4 Sec. 2167.031. APPLICABILITY. Notwithstanding Section  
5 2167.001, this subchapter applies to any space used by a state  
6 agency, including an institution of higher education as defined by  
7 Section 61.003, Education Code.

8 Sec. 2167.032. DEFINITIONS. In this subchapter:

9 (1) "Cigarette" has the meaning assigned by Section  
10 154.001, Tax Code.

11 (2) "E-cigarette" has the meaning assigned by Section  
12 161.081, Health and Safety Code.

13 (3) "Tobacco product" has the meaning assigned by  
14 Section 155.001, Tax Code.

15 Sec. 2167.033. PROHIBITION ON USE OF CIGARETTES,  
16 E-CIGARETTES, AND TOBACCO PRODUCTS IN SPACE LEASED BY STATE AGENCY.  
17 The use of a cigarette, e-cigarette, or tobacco product is  
18 prohibited in any space leased by this state for the use of a state  
19 agency.

20 SECTION 3. This Act takes effect September 1, 2017.