

By: Lalani

H.B. No. 3635

A BILL TO BE ENTITLED

AN ACT

relating to the creation of the offense of smoking tobacco on the grounds of certain state buildings.

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

SECTION 1. Subchapter A, Chapter 2165, Government Code, is amended by adding Section 2165.010 to read as follows:

Sec. 2165.010. PROHIBITION ON SMOKING TOBACCO INSIDE OR ON GROUNDS OF CERTAIN STATE BUILDINGS; CRIMINAL OFFENSE. (a) In this section, "state agency" means a department, commission, board, office, or other agency in the executive, legislative, or judicial branch of state government created by the state constitution or a statute. The term does not include a university system or an institution of higher education as defined by Section 61.003, Education Code.

(b) A person commits an offense if the person smokes tobacco inside or on the grounds of a building owned by the state in which a state agency's office is located.

(c) An offense under Subsection (b) is a Class C misdemeanor punishable by a fine not to exceed \$50.

SECTION 2. This Act takes effect September 1, 2023.