

State of Arkansas
90th General Assembly
Regular Session, 2015

A Bill

HOUSE BILL 1722

By: Representative D. Ferguson

For An Act To Be Entitled

AN ACT TO PROHIBIT THE USE OF E-CIGARETTES ON EACH
CAMPUS OF STATE-SUPPORTED INSTITUTIONS OF HIGHER
EDUCATION; AND FOR OTHER PURPOSES.

Subtitle

TO PROHIBIT THE USE OF E-CIGARETTES ON
EACH CAMPUS OF STATE-SUPPORTED
INSTITUTIONS OF HIGHER EDUCATION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 6-60-803 is amended to read as follows:
6-60-803. Definitions.

As used in this subchapter:

(1) "Campus" means all property, including buildings and grounds, that are owned or operated by a state-supported institution of higher education;

(2) "E-cigarette" means an electronic oral device that provides a vapor of nicotine or other substance that, when used or inhaled, simulates smoking, including without limitation a device that:

(A) Is composed of a heating element, battery, or electronic circuit or a combination of heating element, battery, and electronic circuit;

(B) Works in combination with a liquid nicotine delivery device composed, either in whole or in part, of pure nicotine and propylene glycol and manufactured for use with e-cigarettes; and

(C) Is manufactured, distributed, marketed, or sold as an



e-cigarette, e-cigar, e-pipe, or under any other name or descriptor;

~~(2)~~(3) “Employee” means an individual who is employed by a state-supported institution of higher education in consideration for direct or indirect monetary wages or profit;

~~(3)~~(4) “Governing authority” means the administrative branch of the state-supported institution of higher education;

~~(4)~~(5) “Guest” means a visitor to the campus of a state-supported institution of higher education;

~~(5)~~(6) “Secondhand smoke” means smoke:

(A) Emitted from lighted, smoldering, or burning tobacco when the person is not inhaling;

(B) Emitted at the mouthpiece during puff drawing; and

(C) Exhaled by the person smoking;

~~(6)~~(7) “Smoking” means inhaling, exhaling, burning, or carrying any:

(A) Lighted tobacco product, including cigarettes, cigars, and pipe tobacco; and

(B) Other lighted combustible plant material; and

~~(7)~~(8) “Student” means an individual enrolled in a credit or noncredit course at a state-supported institution of higher education.

SECTION 2. Arkansas Code § 6-60-804(a), concerning the prohibition of smoking on state-supported institutions of higher education, is amended to read as follows:

(a) ~~Beginning on August 1, 2010, smoking~~ Smoking or the use of e-cigarettes is prohibited on each campus of state-supported institutions of higher education.