

2021 -- H 5246

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LC000945  
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2021

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A N A C T

RELATING TO HEALTH AND SAFETY - PUBLIC HEALTH AND WORKPLACE SAFETY  
ACT

Introduced By: Representatives Diaz, McNamara, Slater, Vella-Wilkinson, Perez,  
McLaughlin, Biah, and Tobon

Date Introduced: January 29, 2021

Referred To: House Health & Human Services

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 23-20.10 of the General Laws entitled "Public Health and Workplace  
2 Safety Act" is hereby amended by adding thereto the following section:

3 **23-20.10-17. Protection against exposure to second-hand marijuana smoke.**

4 (a) Any provisions of the general laws, public laws, or regulations promulgated by any  
5 state agency or subdivision thereof, which provisions prohibit smoking or which protects a person  
6 from exposure to second-hand smoke, shall be deemed to be a prohibition against smoking tobacco  
7 or marijuana, or as protection from exposure to second-hand tobacco or marijuana smoke,  
8 regardless of how the smoke is generated.

9 (b) As used herein the term "second-hand smoke" refers to smoke that is exhaled by a  
10 smoker, or is given off by burning tobacco or marijuana product or by a device containing tobacco  
11 or marijuana, and which smoke is inhaled by persons in or near the vicinity of the smoker.

12 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

A N A C T

RELATING TO HEALTH AND SAFETY - PUBLIC HEALTH AND WORKPLACE SAFETY  
ACT

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1           This act would provide that any law or regulation which protects a person from exposure  
2 to second hand smoke would also provide protection from exposure to second-hand marijuana  
3 smoke, regardless of how the smoke was generated.

4           This act would take effect upon passage.

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