

CHAPTER 16

EDUCATION - PUBLIC SCHOOLS

HOUSE BILL 98-1139BY REPRESENTATIVES Leyba, Kaufman, Morrison, and Tucker;
also SENATORS Chlouber and Pascoe.**AN ACT**

CONCERNING A STRENGTHENING OF THE PROHIBITION AGAINST THE USE OF TOBACCO AT SCHOOLS.

*Be it enacted by the General Assembly of the State of Colorado:***SECTION 1.** 25-14-103.5 (3) (a) (II), Colorado Revised Statutes, is amended to read:

25-14-103.5. Prohibition against the use of tobacco on school property - legislative declaration - education program - special account - repeal.
(3) (a) (II) (A) The board of education of each school district is authorized to exempt any school or school property within the board's district from the requirements of this section upon the board's determination that extraordinary circumstances exist which warrant the granting of such exemption. Each board shall adopt a procedure for the submission and consideration of requests for exemption.

(B) NO EXEMPTION GRANTED BY A SCHOOL BOARD PURSUANT TO SUB-SUBPARAGRAPH (A) OF THIS SUBPARAGRAPH (II) SHALL BE VALID ON OR AFTER JULY 1, 1999.

(C) THIS SUBPARAGRAPH (II) IS REPEALED, EFFECTIVE JANUARY 1, 2000.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

SECTION 2. Effective date. This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution; except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Approved: March 23, 1998