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SENATE AMENDMENT 1, TO SENATE SUBSTITUTE AMENDMENT 1, TO 2009 SENATE BILL 181

May 13, 2009 - Offered by Senators VINEHOUT and GROTHMAN.

- At the locations indicated, amend the substitute amendment as follows: 1 **1.** Page 13, line 24: after that line insert: 2 3 "Section 65m. 101.123 (3) (jg) and (jj) of the statutes are created to read: 4 101.123 (3) (jg) Smoking by a resident of a nursing home in an area of the nursing home that has been designated as an area where residents may smoke, as 5 6 provided in sub. (3g). (jj) Smoking by a resident of a treatment facility that is primarily engaged in 7 8 providing diagnosis, treatment, or care of persons with mental diseases, as provided
 - **2.** Page 14, line 5: after that line insert:

in sub. (3j).".

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"Section 66m. 101.123 (3g) and (3j) of the statutes are created to read:

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101.123 (3g) Nursing homes. The administrator of a nursing home, as defined in s. 50.01 (3), may designate areas of the nursing home, which are away from places used for eating, as areas where residents of the nursing home may smoke.

(3j) Treatment facilities for persons with mental diseases. A treatment facility that is primarily engaged in providing diagnosis, treatment, or care of persons with mental diseases may adopt rules that allow residents of the facility to smoke in the facility if the rules provide for protecting the health and comfort of others.".

9 (END)