

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

## **An Act To Protect Children's Health on School Grounds**

**Be it enacted by the People of the State of Maine as follows:**

**Sec. 1. 20-A MRSA §6662, sub-§3** is enacted to read:

**3. Food and beverage advertising.** Brand-specific advertising of food or beverages is prohibited in school buildings or on school grounds except for food and beverages meeting standards for sale or distribution on school grounds in accordance with rules adopted under subsection 2.

For the purposes of this subsection, "advertising" does not include advertising on broadcast media or in print media such as newspapers and magazines, clothing with brand images worn on school grounds or advertising on product packaging.

**Sec. 2. 22 MRSA §1578-B, sub-§2**, as enacted by PL 1987, c. 687, is amended to read:

**2. Prohibition.** Except as provided in subsections subsection 3 and 4, no student or school employee is allowed to use tobacco use in the buildings or on the grounds of any elementary or secondary school while school is in session is prohibited.

**Sec. 3. 22 MRSA §1578-B, sub-§4**, as amended by PL 1993, c. 342, §4 and affected by §9, is repealed.

**Sec. 4. 22 MRSA §1578-B, sub-§5**, as amended by PL 1993, c. 342, §4 and affected by §9, is repealed.

**Sec. 5. Transition.** When a school board and school employees have established a designated smoking area through collective bargaining in accordance with the Maine Revised Statutes, former Title 22, section 1578-B, subsection 4 and section 1580-A, subsection 3, use of tobacco may continue in that designated area until the effective date of the next contract negotiated after the effective date of this Act.

Effective September 20, 2007