

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005**

**SESSION LAW 2005-19  
HOUSE BILL 239**

AN ACT TO EXEMPT FROM THE LAW GOVERNING SMOKING  
RESTRICTIONS LOCAL HEALTH DEPARTMENTS AND THE BUILDINGS  
AND GROUNDS WHERE THEY ARE LOCATED.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 143-599 reads as rewritten:

**"§ 143-599. Exemptions.**

All of the following facilities shall be exempt from the provisions of this Article:

- (1) Any primary or secondary school or child care center, except for a teacher's lounge.
- (2) An enclosed elevator.
- (3) Public school bus.
- (4) Hospital, nursing home, rest home, and State facility operated under the authority of G.S. 122C-181.
- (5) Local health department, department and the building and grounds where the local health department is located. For the purposes of this subdivision, "grounds" means the area located within 50 linear feet of a local health department.
- (6) Any nonprofit organization or corporation whose primary purpose is to discourage the use of tobacco products by the general public.
- (7) Tobacco manufacturing, processing, and administrative facilities."

**SECTION 2.** This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 18<sup>th</sup> day of April, 2005.

s/ Marc Basnight  
President Pro Tempore of the Senate

s/ James B. Black  
Speaker of the House of Representatives

s/ Michael F. Easley  
Governor

Approved 7:38 p.m. this 28<sup>th</sup> day of April, 2005