

**HB 87: Smoke Free – Enclosed Public Places  
2008 Budget Session**

**Sponsor: Rep. Lori Millin (D-H8, Cheyenne); co-sponsors Reps. Bernadine Craft (D-H17, Rock Springs), Kathy Davison (R-H20, Kemmerer), Keith Gingery (R-H23, Jackson), Elaine Harvey (R-H26, Lovell), Allen Jaggi (R-H18, Lyman), Jane Warren (D-H13, Laramie), Dan Zwonitzer (R-H43, Cheyenne), Dave Zwonitzer (R-H9, Cheyenne) and Sens. Bob Fecht (R-S5, Cheyenne), John Hastert (D-S13, Green River), Mike Massie (D-S9, Laramie)**

HB 87 would have prohibited smoking in all enclosed public places. Smoking was defined to include cigarettes, cigars, pipes or any other product that produced smoke for inhalation. An enclosed public place was defined to mean any indoor area, room or vehicle that the general public was allowed to enter or that served as a place of work for one or more individuals. The definition included restaurants, stores, public and private office buildings and offices, public transportation, health care facilities, auditoriums, arenas, assembly facilities and public meeting rooms, bars, public and private school facilities, and facilities of the University of Wyoming, community colleges and private colleges.

The smoking ban would have gone into effect on July 1, 2008 except for bars, which would have had until January 1, 2009 to comply. Also exempt from the ban would have been private residences (unless they were used as child care or health care facilities), private vehicles, hotel or motel rooms designated as smoking rooms, and cultural activity sites being used by American Indians.

Supporters of HB 87 described the bill as an attempt to stand up for the freedom of citizens to be free from exposure to secondhand smoke. They pointed out that it is not legal to assault innocent individuals with other cancer-causing chemicals, nor should it be legal with tobacco smoke. They also supported the smoking ban as an important workplace safety issue.

Opponents said that smoking is a legal issue and that smoking bans should be decided by local governments and not by the state.

HB 87 failed the introductory vote in the House, 31-28 (1 excused). For a non-budget bill to be introduced in a budget session, it must pass the introductory vote with a two-thirds majority, which means it must receive at least 40 votes in the House.

The votes listed below are the House vote for introduction. A YES vote means the representative wanted to consider a statewide ban on smoking in public places. A NO vote means the representative did not want to consider such a ban.

<b>Bighorn Basin Legislators</b>		<b>HB 87 Intro</b>
S 18	Hank Coe (R)	
H 24	Colin Simpson (R)	No
H 50	Pat Childers (R)	No
S 19	Ray Peterson (R)	
H 25	Alan Jones (R)	No
H 26	Elaine Harvey (R)	Yes
S 20	Gerald E. Geis (R)	
H 27	Debbie Hammons (D)	Yes
H 28	Lorraine Quarberg (R)	No

<b>Casper-Area Legislators</b>		<b>HB 87 Intro</b>
S 27	Bill Landen (R)	
H 35	Roy Cohee (R)	Yes
H 36	Mary Hales (R)	Yes
S 28	Kit Jennings (R)	
H 56	Tim Stubson (R)	No
H 57	Thomas A. Lockhart (R)	No
S 29	Drew A Perkins (R)	
H 37	Steve Harshman (R)	No
H 59	Mary Gilmore (D)	No
S 30	Charles K. Scott (R)	
H 38	Bob Brechtel (R)	No
H 58	Lisa Shepperson (R)	No

<b>Cheyenne-Area Legislators</b>		<b>HB 87 Intro</b>
S 4	Tony Ross (R)	
H 7	Doug Samuelson (R)	No
H 41	Ken A Esquibel (D)	No
S 5	Robert (Bob) Fecht (R)	
H 8	Lori Millin (D)	Yes
H 42	Pete Illoway (R)	No
S 6	Wayne H. Johnson (R)	
H 9	David Zwonitzer (R)	Yes
H 10	Rodney "Pete" Anderson (R)	Yes
S 7	Kathryn Sessions (D)	
H 11	Mary Throne (D)	Yes
H 43	Dan Zwonitzer (R)	Yes
S 8	E. Jayne Mockler (D)	
H 12	Amy L Edmonds (R)	Yes
H 44	Floyd Esquibel (D)	No

<b>Gillette-Area Legislators</b>		<b>HB 87 Intro</b>
S 23	John Hines (R)	
H 31	Thomas E. Lubnau II (R)	Yes
H 52	Sue Wallis (R)	No
S 24	Michael Von Flatern (R)	
H 32	Timothy Hallinan (R)	No
H 53	Erin Mercer (R)	No

<b>Lander/Riverton-Area Legislators</b>		<b>HB 87 Intro</b>
S 25	Cale Case (R)	
H 33	W. Patrick Goggles (D)	Yes
H 54	Del McOmie (R)	Yes
S 26	Eli Bebout (R)	
H 34	Frank Philp (R)	No
H 55	David Miller (R)	Excused

<b>Northeast/East Central WY Legislators</b>		<b>HB 87 Intro</b>
S 1	C.L. Townsend (R)	
H 1	Mark Semlek (R)	No
H 2	Ross Diercks (D)	No
S 2	Jim Anderson (R)	
H 5	Matt Teeters (R)	No
H 6	Dave Edwards (R)	Yes
S 3	Curt Meier (R)	
H 3	Deborah Alden (R)	Yes
H 4	Edward A. Buchanan (R)	No

<b>Sheridan-Area Legislators</b>		<b>HB 87 Intro</b>
S 21	Bruce Burns (R)	
H 29	Jerry Iekel (R)	Yes
H 51	Rosie Berger (R)	Yes
S 22	John Schiffer (R)	
H 30	Jack Landon (R)	No
H 40	Mike Madden (R)	No

<b>South Central WY Legislators</b>		<b>HB 87 Intro</b>
S 9	Mike Massie (D)	
H 13	Jane Warren (D)	Yes
H 45	Kevin A. White (R)	Yes
S 10	Phil Nicholas (R)	
H 14	Kermit C. Brown (R)	No
H 46	James Slater (R)	No
S 11	Bill Vasey (D)	
H 15	George Bagby (D)	Yes
H 47	William Steward (R)	Yes

<b>Southwest WY Legislators</b>		<b>HB 87 Intro</b>
S 12	Rae Lynn Job (D)	
H 48	Marty Martin (D)	Yes
H 16	Pete Jorgensen (D)	Yes
S 13	John M Hastert (D)	
H 17	Bernadine Craft (D)	Yes
H 60	Bill Thompson (D)	No
S 14	Stan Cooper (R)	
H 18	Allen Jaggi (R)	Yes
H 39	Stan Blake (D)	Yes
S 15	Ken Decaria (D)	
H 19	Owen Petersen (R)	Yes
H 49	Saundra Meyer (D)	Yes

<b>West Central WY Legislators</b>		<b>HB 87 Intro</b>
S 16	Pat Aullman (R)	
H 20	Kathy Davison (R)	Yes
H 21	Dan Dockstader (R)	Yes
S 17	Grant Larson (R)	
H 22	Monte Olsen (R)	No
H 23	Keith Gingery (R)	Yes
See Southwest Region for H 16 and S 12		