

1 nonsmoker or smokes or uses tobacco products during nonworking
2 hours; ~~or~~

3 ~~2. Require as a condition of employment that any employee or~~
4 ~~applicant for employment abstain from smoking or using tobacco~~
5 ~~products during nonworking hours.~~

6 B. Nothing in this section shall prohibit an employer from
7 offering incentives to an employee to participate in wellness
8 programs, including, but not limited to, smoking cessation programs,
9 in conjunction with the employer providing the employee health
10 insurance coverage.

11 SECTION 2. This act shall become effective November 1, 2019.

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13 COMMITTEE REPORT BY: COMMITTEE ON HEALTH SERVICES AND LONG-TERM
14 CARE, dated 02/27/2019 - DO PASS, As Coauthored.

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