Smoking means inhaling or exhaling tobacco or marijuana smoke, or burning or carrying any lighted tobacco product or marijuana, or the use of any noncombustible product that provides a vapor of liquid nicotine or marijuana to the user, or relies on vaporization of any liquid or solid nicotine or marijuana. This term shall include such devices whether they are manufactured as e-cigarettes, e-cigars, e-pipes or under any other product name, but shall not include a tobacco substitute prescribed by a licensed physician, or a tobacco product.

Marijuana has the same meaning as in Alaska Statute 17.38.900.

Smoke means inhaling or exhaling tobacco or marijuana smoke, or burning or carrying any lighted tobacco product or marijuana, or the use of any noncombustible product that provides a vapor of liquid nicotine or marijuana to the user, or relies on vaporization of any liquid or solid nicotine or marijuana. This term shall include such devices whether they are manufactured as e-cigarettes, e-cigars, e-pipes or under any other product name, but shall not include a tobacco substitute prescribed by a licensed physician, or a tobacco product.

Bars, private clubs, and any other enclosed place where marijuana or alcoholic beverages are sold, or food is offered for sale.
product that has been approved by the United States Food and Drug Administration for sale as a tobacco use cessation or harm reduction product or for other medical purposes, and which is being marketed and sold solely for that approved purpose.

Section 3. Amendment of Section. CBJ 36.60.010 Smoking prohibited, is amended to read:

36.60.010 Smoking prohibited.

(a) Smoking is prohibited in:

...

(6) Private clubs that are licensed by the State of Alaska to sell marijuana or alcoholic beverages, or that offer food for sale, regardless of the number of employees; and

...

Section 4. Amendment of Section. CBJ 36.60.030 Exceptions; areas where smoking is not prohibited, is amended to read:

36.60.030 Exceptions; areas where smoking is not prohibited.

(a) Unless otherwise prohibited by State or Federal law, smoking is not prohibited in the following places:

...

Section 5. Effective Date. This ordinance shall be effective 30 days after its adoption.

Adopted this 2nd day of February, 2015.

Attest:

Merrill Sanford, Mayor

Laurie J. Sica, Municipal Clerk