

**DRAFT**

**SECTION 2.** Modify the existing definition of “smoking” in Section 6-8.02 DEFINITIONS

*SMOKING.* The carrying or holding of a lighted pipe, cigar, or cigarette of any kind, or any other lighted smoking equipment or the lighting or emitting or exhaling the smoke of a pipe, cigar, or cigarette of any kind including, but not limited to, tobacco, cannabis, or any other weed or plant. Smoking shall also include the use, whether by vaping or other means, of an e-cigarette (such as an electronic and/or battery-operated device) the use of which may resemble smoking, which can be used to deliver an inhaled dose of nicotine or other substances. "Electronic cigarette" also includes any such device, whether manufactured, distributed, marketed, or sold as an electronic cigarette, an electronic cigar, an electronic cigarillo, an electronic pipe, an electronic hookah, or any other similar product name or descriptor.

**SECTION 3.** Modify the title of Section 6-8.04 and add Section (A) (12)

**§ 6-8.04 REGULATION OF SMOKING IN ENCLOSED AND OPEN PLACES.**

(12) Any area, public or private, open to the general public for recreational purposes, regardless of any fee or age requirement, including, but not limited to parklands, including portions of parks, such as picnic areas, playgrounds, or sports fields; walking paths; hiking trails; bike paths; athletic fields; skateboard parks; amusement parks; and beaches.

**SECTION 4.** Delete the existing definition of “electronic smoking device” in Section 9-5.203 DEFINITIONS

~~**ELECTRONIC SMOKING DEVICE.** An electronic device which can be used to deliver an inhaled dose of nicotine, or other substances (vaping), including any component, part, or accessory of such a device, whether or not sold separately.~~

~~**ELECTRONIC SMOKING DEVICE** includes any such electronic smoking device, whether manufactured, distributed, marketed, or sold as an electronic cigarette, an electronic cigar, an electronic cigarillo, an electronic pipe, an electronic hookah, or any other product name or descriptor.~~

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