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amendment.

SENATOR C. PETERSON: Yes.

SENATOR BEUTLER: And I want to focus on public buildings, exclusive of the Capitol, because I don't have any concern that the Capitol building is covered in the way it was originally intended by the bill. But now we're putting in language that seems to allow the authorization of smoking in any public building by the agency that controls that particular building. Is that...that's correct, is it not?

SENATOR C. PETERSON: Senator Beutler, it's my understanding that what this does is it prohibits it, unless the agency takes the step to authorize it. Currently, the way it is now, I believe they don't have to take the authorization to do it. This would make it not...you could not smoke in the building, unless the agency then went forward and said they did authorize it, and then set their regulations as they would like.

SENATOR BEUTLER: Okay. Let me...let me try to frame this in a different way. Under the existing law, as I understand it, public place is broadly defined. So we're including work spaces and most of the spaces in a state building. And the exception that is in the current law is that the Department of Health and Human Services regulations and licensing in consultation with the Department of Labor, in certain instances, and I don't know who has authority in other instances, but they can define designated smoking areas, right?

SENATOR C. PETERSON: Um-huh. That is to my knowledge how the veterans home is, they have a designated smoking area. I couldn't speak for Game and Parks or the other issues that were brought up.

SENATOR BEUTLER: Okay. So the current power is that each agency in a state building can declare a designated smoking area. Now, the language of the amendment is that the...that the governing body of a particular agency can authorize smoking in the building, and in doing that could they authorize smoking in the entire building?