

*W. Adame*

# Action **TEN** Request

Tobacco Action Network, 1875 Eye Street, N.W., Washington, D.C. 20006 800-424-9876

March 11, 1985

## MEMORANDUM

TO: State Activities Policy Committee  
FROM: Roger L. Mazingo *Ry*  
RE: New York State's Clean Indoor Air Act, A. 2926/S. 2138

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### LEGISLATIVE HISTORY/BACKGROUND

Once again Assemblyman Alexander "Pete" Grannis (D-65) has introduced his public smoking restriction legislation, A. 2926 (Exhibit A).

This legislation would prohibit smoking in all public places, public meetings and places of business except in specially designated areas. Proprietors would be responsible for posting signs, arranging smoke-free areas and "use any other means" to enforce the act.

Assemblyman Grannis has introduced similar legislation in each session since 1979. In 1982, this legislation passed the New York Assembly, 84-59, but was defeated, 6-2, in the Senate Health Committee. In 1983, the measure was defeated, 62-57, in the Assembly (76 "yea" votes required for passage). In 1984, the Assembly defeated the measure by 62-77. No Senate action was taken in either 1983 or 1984.

### PLAN OF ACTION

Direct Lobbying. Counsel is arranging one-on-one meetings with the Health Committee members (Exhibit E). Meetings with the Assembly Speaker and key Senate members also are being arranged.

Action Request A. 2926/S. 2138  
March 11, 1985  
Page Two

Legislative Support. Plans are in place to enlist the support of various organizations to defeat the legislation. Non-company TAN volunteers are being contacted and a broad coalition is being assembled. The coalition includes: the NATD, vendors, retailers, police officials, chambers of commerce, restaurant, hotel/motel associations, tobacco and other union groups. We will be asking for one or more of the following responses: participation in petition campaigns, letter writing, memoranda in opposition, use of their lobbyists for one-on-one meetings on our issues. Also, an anti-legislation advertising campaign has been developed and is ongoing by the public relations firm Rubenstein and Associates.

#### ACTION REQUESTED

Request permission to ask company TAN enrollees to:

1. Write immediately to members of the Assembly (Exhibit B). Attached is the letter (Exhibit C) to TAN Activists and a list of suggested points that the volunteers can make in their correspondence (Exhibit D).
2. Participate in a telephone bank effort prior to any action by the full Assembly. This will take place after normal business hours.
3. Participate in a "letter-to-the-editor" campaign in select media markets.
4. Participate in "meet your legislator" programs in selected areas. If necessary, such programs will occur during normal business hours.
5. Participate in a flier distribution program.
6. Participate in a petition drive.
7. Attend future hearings. Such hearings may take place during normal business hours.
8. Participate in similar activities should this measure pass the Assembly and be considered in the Senate (Exhibit F).

Action Request A. 2926/S. 2138  
March 11, 1985  
Page Three

We also ask that you assist us by contacting companies with whom you do business in New York (subsidiaries, suppliers, and advertisers) in order to secure their early opposition.

Upon review of the lobbying laws of the state of New York, Covington & Burling had determined that the actions requested herein do not require participants to register as legislative agents/lobbyists.

Please contact Bill Cannell with your approval of the requested action and with recommendations for additional activity.

RLM/prp  
Attachments

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