

State of South Dakota

SEVENTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2004

337J0054

HOUSE BILL NO. 1086

Introduced by: Representatives Konold, Adelstein, Heineman, Juhnke, Novstrup, and Sebert
and Senator Abdallah

1 FOR AN ACT ENTITLED, An Act to allow smoking in certain rooms when used for meetings
2 for the recovery and treatment of alcoholism, drug abuse, or gambling addiction.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 22-36-2 be amended to read as follows:

5 22-36-2. No person may smoke tobacco or carry any lighted tobacco product in any public
6 place or place of employment. This section does not apply to any sleeping room in a lodging
7 establishment as defined in § 34-18-1, to any meeting room when used by a support group for
8 the recovery and treatment of alcoholism, drug abuse, or gambling addiction, to any on-sale
9 licensee pursuant to chapter 35-4, to any video lottery licensed establishment pursuant to chapter
10 42-7A, to any licensee pursuant to chapter 42-7B, or to any tobacco or packaged liquor store if
11 the store is primarily used for the sale of tobacco or alcoholic beverages, or both, and the sale
12 of other products is merely incidental.

13 A violation of this section is a petty offense.

