

10-50-64. Voluntary regulation of use of tobacco products. The Legislature is the exclusive regulator of all matters relating to the use of tobacco products. Nothing prohibits a person or a public entity from voluntarily regulating the use of tobacco products on the person's or entity's property.

**Source:** SL 1995, ch 72, § 15.

22-36-2. Smoking in public place or place of employment prohibited--Exceptions--Violation as petty offense. No person may smoke tobacco or carry any lighted tobacco product in any public place or place of employment. This section does not apply to any sleeping room in a lodging establishment as defined in § 34-18-1, to any on-sale licensee pursuant to chapter 35-4, to any video lottery licensed establishment pursuant to chapter 42-7A, to any licensee pursuant to chapter 42-7B, or to any tobacco or packaged liquor store if the store is primarily used for the sale of tobacco or alcoholic beverages, or both, and the sale of other products is merely incidental.

A violation of this section is a petty offense.

**Source:** SL 1974, ch 243, § 2; SL 1976, ch 158, § 36-2; SL 1978, ch 163; SL 1987, ch 168; SL 1994, ch 170; SL 2002, ch 115, § 1.