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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 1573

02/25/2021 Authored by Lueck
The bill was read for the first time and referred to the Committee on Health Finance and Policy

1.1 A bill for an act
1.2 relating to health; assessing penalties for use of certain tobacco products or
1.3 electronic delivery device in a public school; amending Minnesota Statutes 2020,
1.4 section 144.4165.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2020, section 144.4165, is amended to read:

1.7 144.4165 TOBACCO PRODUCTS PROHIBITED IN PUBLIC SCHOOLS.

1.8 Subdivision 1. Prohibition on tobacco products. No person shall at any time smoke,
1.9 chew, or otherwise ingest tobacco, or carry or use an activated electronic delivery device
1.10 as defined in section 609.685, subdivision 1, in a public school, as defined in section 120A.05,
1.11 subdivisions 9, 11, and 13, or in a charter school governed by chapter 124E. This prohibition
1.12 extends to all facilities, whether owned, rented, or leased, and all vehicles that a school
1.13 district owns, leases, rents, contracts for, or controls. Nothing in this section shall prohibit
1.14 the lighting of tobacco by an adult as a part of a traditional Indian spiritual or cultural
1.15 ceremony. For purposes of this section, an Indian is a person who is a member of an Indian
1.16 tribe as defined in section 260.755, subdivision 12.

1.17 Subd. 2. Penalties. A person violating this section is guilty of a petty misdemeanor for
1.18 the first violation. A subsequent violation of this section is a misdemeanor.