

AN ACT

ENTITLED, An Act to revise the liability for misdemeanor violations of certain provisions concerning the illegal sale or distribution of tobacco products.

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

Section 1. That § 34-46-5 be amended to read as follows:

34-46-5. A violation of § 34-46-2 is a Class 2 misdemeanor. A person is not liable for more than one violation of subdivision 34-46-2(4) on a single day. Reasonable reliance upon proof of age of the purchaser or the recipient of a tobacco product is a complete defense to any action brought against a person for the sale or distribution of a tobacco product to a person under the age of eighteen.

Section 2. That chapter 34-46 be amended by adding thereto a NEW SECTION to read as follows:

No person may be charged with more than one violation in any twenty-four hour period which results from sales to persons purchasing during unannounced random inspections.

An Act to revise the liability for misdemeanor violations of certain provisions concerning the illegal sale or distribution of tobacco products.

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I certify that the attached Act originated in the

SENATE as Bill No. 79

Secretary of the Senate

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President of the Senate

Attest:

Secretary of the Senate

Speaker of the House

Attest:

Chief Clerk

Senate Bill No. 79
File No. _____
Chapter No. _____

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Received at this Executive Office this _____ day of _____ ,

19____ at _____ M.

By _____
for the Governor

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The attached Act is hereby approved this _____ day of _____ , A.D., 19____

Governor

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STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____ , 19____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State