

**SENATE  
STATE OF MINNESOTA  
EIGHTY-NINTH SESSION**

**S.F. No. 1762**

(SENATE AUTHORS: FRANZEN)

DATE	D-PG	OFFICIAL STATUS
03/16/2015		Introduction and first reading Referred to Health, Human Services and Housing

1.1 A bill for an act  
 1.2 relating to health; regulating e-cigarettes; amending Minnesota Statutes 2014,  
 1.3 section 144.413, subdivision 4; repealing Minnesota Statutes 2014, section  
 1.4 144.414, subdivision 5.

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

1.6 Section 1. Minnesota Statutes 2014, section 144.413, subdivision 4, is amended to read:

1.7 Subd. 4. **Smoking.** "Smoking" means inhaling or exhaling smoke or vapor from  
 1.8 any lighted or heated cigar, cigarette, pipe, or any other lighted or heated tobacco or plant  
 1.9 product or electronic delivery device as defined in section 609.685. Smoking also includes  
 1.10 ~~carrying~~ holding a lighted or heated cigar, cigarette, pipe, or any other lighted or heated  
 1.11 tobacco or plant product or electronic delivery device intended for inhalation.

1.12 Sec. 2. **REPEALER.**

1.13 Minnesota Statutes 2014, section 144.414, subdivision 5, is repealed.

APPENDIX  
Repealed Minnesota Statutes: 15-2972

**144.414 PROHIBITIONS.**

Subd. 5. **Electronic cigarettes.** (a) The use of electronic cigarettes, including the inhaling or exhaling of vapor from any electronic delivery device, as defined in section 609.685, subdivision 1, is prohibited in the following locations:

(1) any building owned or operated by the state, home rule charter or statutory city, county, township, school district, or other political subdivision;

(2) any facility owned by Minnesota State Colleges and Universities and the University of Minnesota;

(3) any facility licensed by the commissioner of human services; or

(4) any facility licensed by the commissioner of health, but only if the facility is also subject to federal licensing requirements.

(b) Nothing in this subdivision shall prohibit political subdivisions or businesses from adopting more stringent prohibitions on the use of electronic cigarettes or electronic delivery devices.