

# State of South Dakota

EIGHTY-SEVENTH SESSION  
LEGISLATIVE ASSEMBLY, 2012

906T0460

SENATE ENGROSSED NO. **HB 1138** - 2/24/2012

Introduced by: Representatives Cronin, Abdallah, Blake, Bolin, Fargen, Gibson, Gosch, Greenfield, Hoffman, Hunhoff (Bernie), Jones, Kirkeby, Kirschman, Rausch, Schaefer, Sigdestad, Solum, Wick, Willadsen, and Wismer and Senators Vehle, Begalka, Cutler, Frerichs, Fryslie, Gray, Hansen (Tom), Hundstad, Johnston, Krebs, Lederman, Maher, Olson (Russell), Peters, Rempelberg, Rave, and Tieszen

1 FOR AN ACT ENTITLED, An Act to declare that any person who maintains or provides roll-  
2 your-own cigarette machines at retail establishments are cigarette manufacturers.

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

4 Section 1. That chapter 10-50 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 Any person that maintains or provides a machine at any retail establishment that enables any  
7 consumer to process at that establishment tobacco or any product that is made or derived from  
8 tobacco into a roll or tube is deemed to be a manufacturer of cigarettes. The product produced  
9 by the machine is deemed to be a cigarette that was sold to a consumer for purposes of this  
10 chapter and chapters 10-50B. The product produced by the machine shall comply with the  
11 provisions of chapter 34-49 by July 1, 2014.

