

TITLE 6: CRIMES AND CRIMINAL PROCEDURES
DIVISION 3: MISCELLANEOUS OFFENSES

§ 3174. Prohibition of Smoking in Places of Employment.

(a) To the extent otherwise permitted pursuant to this article, smoking shall be prohibited in all enclosed facilities within places of employment, or within 25 feet of any person who is not smoking if the place or site of work is an outdoor area or area other than an enclosed area, without exception. This includes common work areas, auditoriums, classrooms, conference and meeting rooms, private offices, elevators, hallways, medical facilities, cafeterias, employee lounges, stairs, restrooms, vehicles, and all other enclosed facilities.

(b) All employers shall advise their employees, agents, subagents, contractors, customers, and all other persons who are physically present on the premises at the place of employment during business hours, whether in an enclosed area or not, of the prohibition against smoking under this section.

(c) Employers, including employees, agents, subagents, or any person acting on behalf of the employer at the place of employment, shall have the duty to assist the Department of Public Health with the enforcement of this section by reporting a violation under this section immediately to the Department of Public Health. Failure to report may subject the person, persons and the employer to the penalties under 6 CMC § 3182(b).

Source: PL 13-38, § 4(104); repealed and reenacted by PL 16-46, § 3(3174), modified.

Commission Comment: The Commission replaced a public law section reference with the corresponding codified section number pursuant to 1 CMC § 3806(c).