
City of Devils Lake

**Smoke Free Workplace &
Public Place Ordinance**

Devils Lake City Ordinance
No. 892

In addition to North Dakota
Century Code 23-12-09:
Ordinance Number 892

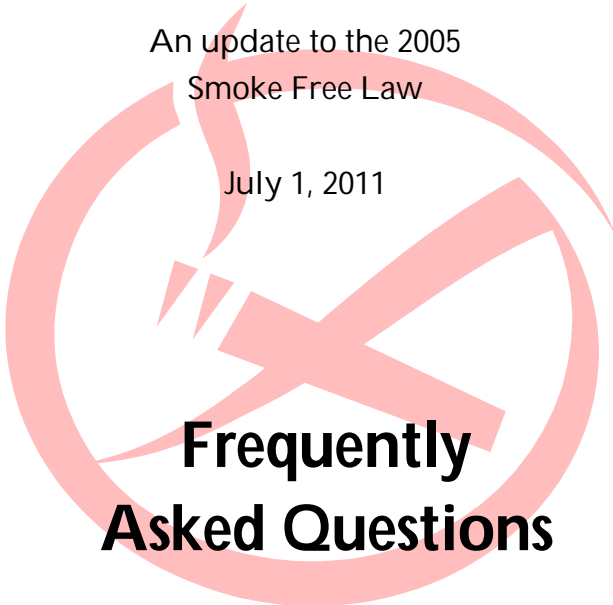
The information in this brochure is not
meant to be a comprehensive
explanation of Ordinance No. 892.
The entire ordinance can be viewed at
<http://www.ci.devils-lake.nd.us/>
Under code of ordinance.

An update to the 2005
Smoke Free Law

July 1, 2011

Smoking is prohibited in:

- ~ Bars
- ~ Truck Stops
- ~ Any place of public access
rented or leased for private func-
tions from which the general
public and children are excluded



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Smoke Free
 Devils Lake

Smoke Free Devils Lake



1. How is the updated ordinance different than the previous ordinance?

As of July 1, 2011, the updated ordinance eliminates exclusions that appeared in the original North Dakota Century Code 23-12-09.

The changes include:

~ Smoking is now prohibited in:

- Bars
- Truck stops
- Places of public access that are rented or leased for private functions
- Public property or right of way to a place where smoking is prohibited

2. Where is smoking allowed in public places?

- Indoor smoking is allowed in: Designated sleeping rooms of hotels and motels which are rented to guests.
- Outdoor patios, terraces, decks, courtyards, sidewalks, smoking shelters, or porches of a bar, provided it is not on public property or right of way, and smoke does not enter any area where smoking is prohibited.

3. Are businesses required to post no smoking signs?

- Signs are not required. However, signs are recommended to encourage compliance with the law.
- Free signs are available at Lake Region District Health Unit, 701-662-7035

4. Do smokers need to be a distance away from an entryway in order to smoke?

- There is no distance requirement. However, the law states that smoking is not permitted on public property or right of way.
- A smoker may not smoke in an area where secondhand smoke will enter a place where smoking is prohibited.

5. Where can ordinance violations be reported?

- Violations to the ordinance can be reported to the Devils Lake Police Department, 701-662-0700.

6. Who can be prosecuted?

- An individual who smokes in an area where smoking is prohibited as well as the business, employer, owner of the business, or supervisor who fails willfully to comply with the ordinance can be prosecuted.

7. What are the penalties?

A business or individual who is found guilty of a violation of this ordinance can be:

- Fined \$100 for the first violation
- Fined \$200 for a second violation
- Fined \$500 for each additional violation within one year of the second violation.

**Proud
to be
Smoke-Free**
