

- (2) CIGARETTE;
- (3) PIPE; OR
- (4) OTHER TOBACCO PRODUCT OF ANY KIND.

(E) "SUPERVISOR" MEANS THE PERSON WHO CONTROLS, GOVERNS, OR DIRECTS THE ACTIVITIES IN A RETAIL STORE.

24-502.

(A) THE PROVISIONS OF THIS SUBTITLE DO NOT APPLY TO:

- (1) A RESTAURANT;
- (2) A RESTAURANT AREA OF A RETAIL STORE;
- (3) A TOBACCONIST;
- (4) A LAVATORY OR RESTROOM IN A RETAIL STORE; OR
- (5) A WORK AREA OF A RETAIL STORE:

(I) TO WHICH THE PUBLIC DOES NOT HAVE ACCESS;
AND
(II) THAT CAN BE PHYSICALLY ISOLATED BY A ROOM WITH DOORS CLOSED.

(B) EXCEPT AS PROVIDED IN THIS SUBTITLE, AN INDIVIDUAL OR EMPLOYEE MAY NOT SMOKE IN THE PUBLIC AREA OF A RETAIL STORE IN THIS STATE.

24-503.

(A) A SUPERVISOR SHALL PROVIDE FOR THE POSTING AND PLACEMENT OF CONSPICUOUS SIGNS THAT CLEARLY INDICATE THAT SMOKING IS NOT PERMITTED IN THE PUBLIC AREA OF A RETAIL STORE.

(B) A SUPERVISOR VIOLATES THIS SUBTITLE IF THE SUPERVISOR FAILS TO COMPLY WITH THE PROVISION OF SUBSECTION (A) OF THIS SECTION.

(C) A SUPERVISOR DOES NOT VIOLATE THIS SECTION IF:

- (1) THE SUPERVISOR COMPLIES WITH THE PROVISION OF SUBSECTION (A) OF THIS SECTION; AND
- (2) THE PUBLIC OR EMPLOYEES PERSIST IN OR CONTINUE THEIR SMOKING IN A PUBLIC AREA.

24-504.