

# ARKANSAS SENATE

88th General Assembly - Regular Session, 2011

## Amendment Form

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### Subtitle of Senate Bill No. 69

AN ACT TO PROHIBIT THE SALE OF HERBAL SNUFF TO PERSONS UNDER EIGHTEEN  
(18) YEARS OF AGE.

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### Amendment No. 3 to Senate Bill No. 69

Amend Senate Bill No. 69 as engrossed, S2/17/11 (version: 02/17/2011 10:52:22 AM)

Page 1, delete lines 25 through 36 and substitute the following:

"(1) Herbal snuff is a tobaccoless snuff, available as loose composition or in pouches, that is primarily marketed as an adult alternative for moist smokeless tobacco;

(2) Herbal snuff is marketed in flavors that are similar to those of the leading moist smokeless tobacco brands;

(3) Herbal snuff is not a tobacco product and therefore is not subject to tobacco taxes, advertising restrictions, or merchandising restrictions;

(4) Even though herbal snuff is regulated by the United States Food and Drug Administration as a food product and manufacturers are required to follow Food and Drug Administration guidelines, herbal snuff is intended to be an adult-oriented product;

(5) Even though some companies have a strict and longstanding policy of not marketing to minors, children can legally purchase herbal snuff;

(6) Children should not be emulating adult smokeless tobacco consumers and should not enter into the habit of dipping snuff;

(7) Herbal snuff is used in Adult Tobacco Cessation Programs;  
and

(8) Herbal snuff should be marketed only to adults to avoid any possibility of herbal snuff being regarded as a gateway product for children."



The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_

By: Senator J. Jeffress  
MGF/MDG - 02/21/11 10:51  
MGF236

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Secretary