

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

As Engrossed: H3/6/97

A Bill

HOUSE BILL 1747

4
5 By: Representative Hausam

For An Act To Be Entitled

9 "AN ACT TO MAKE IT UNLAWFUL FOR A PERSON UNDER EIGHTEEN
10 YEARS OF AGE TO POSSESS OR USE CIGARETTES OR OTHER TOBACCO
11 PRODUCTS; TO PRESCRIBE PENALTIES FOR VIOLATIONS HEREOF;
12 AND FOR OTHER PURPOSES."

Subtitle

15 "TO MAKE IT UNLAWFUL FOR A PERSON UNDER
16 EIGHTEEN TO POSSESS OR USE CIGARETTES OR
17 OTHER TOBACCO PRODUCTS AND TO PRESCRIBE
18 PENALTIES FOR VIOLATIONS OF THIS ACT.

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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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22 SECTION 1. It is unlawful for a person under eighteen (18) years of age
23 to possess or use any cigarettes or other tobacco products. Persons under
24 eighteen (18) years of age may be enlisted by sheriffs or chiefs of police,
25 the Arkansas Department of Health, or a state agency working with the Food and
26 Drug Administration to test compliance with Arkansas Code 5-27-227 and this
27 act; provided, however, that such persons may be used to test compliance with
28 Arkansas Code 5-27-227 and this act only if the testing is conducted under the
29 direct supervision of sheriffs or chiefs of police or the Arkansas Department
30 of Health or a state agency working with the Food and Drug Administration for
31 the purposes of monitoring illegal sales of tobacco to minors, and written
32 parental consent has been provided after the consenting parent has received
33 from the sheriff or chief of police or Health Department or state agency
34 working with the Food and Drug Administration written information about the
35 duties which such persons under eighteen (18) years of age will be asked to
36 perform and the methods and procedures to be employed in carrying out such

1 duties.

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3 SECTION 2. Any person who violates the provisions of this act is guilty
4 of a misdemeanor and punishable by a fine of not less than twenty-five dollars
5 (\$25.00) nor more than one hundred dollars (\$100.00).

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7 SECTION 3. All provisions of this act of a general and permanent nature
8 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
9 Revision Commission shall incorporate the same in the Code.

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11 SECTION 4. If any provision of this act or the application thereof to
12 any person or circumstance is held invalid, such invalidity shall not affect
13 other provisions or applications of the act which can be given effect without
14 the invalid provision or application, and to this end the provisions of this
15 act are declared to be severable.

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17 SECTION 5. All laws and parts of laws in conflict with this act are
18 hereby repealed.

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/s/Rep. Hausam

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