

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005

# A Bill

HOUSE BILL 1390

4  
5 By: Representative Ormond  
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## For An Act To Be Entitled

8  
9 AN ACT TO PROHIBIT THE SALE OF TOBACCO PRODUCTS;  
10 TO PROHIBIT THE USE OF TOBACCO PRODUCTS IN  
11 PUBLIC; AND FOR OTHER PURPOSES.  
12

## Subtitle

13  
14 AN ACT TO PROHIBIT THE SALE OF TOBACCO  
15 PRODUCTS AND TO PROHIBIT THE USE OF  
16 TOBACCO PRODUCTS IN PUBLIC.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code Title 5 is amended to add an additional  
22 chapter to read as follows:

23 5-80-101. Definitions.

24 As used in this act:

25 (1) "Public place" means a publicly or privately owned place to  
26 which the public or substantial numbers of people have access; and

27 (2) "Sell" means the actual, constructive, or attempted transfer  
28 from one (1) person to another of a product or products in exchange for money  
29 or anything of value, whether or not there is an agency relationship.  
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31 5-80-102. Smoking in public – Prohibited.

32 (a) A person shall not smoke a cigarette, cigar, pipe, or use any  
33 other tobacco product in a public place.

34 (b) A person who violates this section is guilty of a Class A  
35 misdemeanor and shall be fined not less than one hundred dollars (\$100) and  
36 not more than one thousand dollars (\$1,000).



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5-80-103. Sale of tobacco products – Prohibited.

(a) A person shall not sell any cigarette, cigar, pipe, or other tobacco product or any combination thereof to any person within the State of Arkansas.

(b) A person who violates this section is guilty of a Class A misdemeanor and shall be fined not less than one hundred dollars (\$100) and not more than one thousand dollars (\$1,000).