

1 State of Arkansas  
2 93rd General Assembly  
3 Regular Session, 2021  
4

# A Bill

SENATE BILL 495

5 By: Senator Irvin  
6

## For An Act To Be Entitled

8 AN ACT TO AMEND THE LAW REGARDING PROVIDING TOBACCO  
9 PRODUCTS TO MINORS; TO AMEND THE DEFINITION OF  
10 "MINOR"; AND FOR OTHER PURPOSES.  
11  
12

## Subtitle

13 TO AMEND THE LAW REGARDING PROVIDING  
14 TOBACCO PRODUCTS TO MINORS; AND TO AMEND  
15 THE DEFINITION OF "MINOR".  
16  
17  
18

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

21 SECTION 1. Arkansas Code § 5-27-227(m), concerning the prohibitions on  
22 providing tobacco products to minors, is amended to read as follows:

23 (m)~~(1)~~ As used in this section, "minor" means a person who is under  
24 twenty-one (21) years of age.

25 ~~(2) "Minor" does not include a person who:~~

26 ~~(A) Is under twenty-one (21) years of age if the person~~  
27 ~~presents a military identification card establishing that he or she is a~~  
28 ~~member of the United States Armed Forces; or~~

29 ~~(B) Has attained nineteen (19) years of age as of December~~  
30 ~~31, 2019.~~  
31

32 SECTION 2. Arkansas Code § 5-78-102(a), concerning the confiscation of  
33 tobacco products in the possession of minors, is amended to read as follows:

34 (a)~~(1)~~ As used in this section, "minor" means a person who is under  
35 twenty-one (21) years of age.

36 ~~(2) "Minor" does not include a person who:~~



1                   ~~(A) Is under twenty one (21) years of age if the person~~  
2 ~~presents a military identification card establishing that he or she is a~~  
3 ~~member of the United States Armed Forces; or~~

4                   ~~(B) Has attained nineteen (19) years of age as of December~~  
5 ~~31, 2019.~~

6  
7           SECTION 3. Arkansas Code § 26-57-203(19), concerning the definitions  
8 under the Arkansas Tobacco Products Tax Act of 1977, is amended to read as  
9 follows:

10           (19)~~(A)~~ "Minor" means a person who is under twenty-one (21) years of  
11 age;i

12                   ~~(B) "Minor" does not include a person who:~~

13                   ~~(i) Is under twenty one (21) years of age if the person~~  
14 ~~presents a military identification card establishing that he or she is a~~  
15 ~~member of the United States Armed Forces; or~~

16                   ~~(ii) Has attained nineteen (19) years of age as of~~  
17 ~~December 31, 2019;~~