

State of Arkansas

As Engrossed: H3/4/25

95th General Assembly

A Bill

Regular Session, 2025

HOUSE BILL 1626

By: Representatives Duffield, Achor, F. Allen, Andrews, Barnes, Barnett, Beaty Jr., Beck, Bentley, S. Berry, Breaux, Brooks, K. Brown, Joey Carr, Childress, C. Cooper, Cozart, Crawford, Dalby, Duke, Eaton, Eaves, Ennett, K. Ferguson, D. Garner, Gazaway, Gramlich, Hall, Hawk, Holcomb, Hollowell, Hudson, Jean, L. Johnson, Long, Lundstrum, Lynch, Maddox, Magie, J. Mayberry, McAlindon, McClure, McCullough, M. McElroy, McGrew, McGruder, McNair, Milligan, Nazarenko, Painter, Perry, Pilkington, Puryear, J. Richardson, Richmond, Rose, Rye, Schulz, T. Shephard, Steele, Torres, Tosh, Unger, Walker, Warren, D. Whitaker, Wooten
By: Senators Irvin, G. Stubblefield, *Stone, D. Wallace, J. Petty, Dees, C. Tucker, J. Bryant*

For An Act To Be Entitled

AN ACT TO PROHIBIT THE SALE OF DISPOSABLE VAPOR
PRODUCTS; AND FOR OTHER PURPOSES.

Subtitle

TO PROHIBIT THE SALE OF DISPOSABLE VAPOR
PRODUCTS.

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

SECTION 1. Arkansas Code § 26-57-203, concerning definitions within the Arkansas Tobacco Products Tax Act of 1977, is amended to add an additional subdivision to read as follows:

(38) "Disposable vapor product" means a vapor product that:
(A) Has a battery that is not detachable from the atomizer
or vaporizer;
(B) Cannot be refilled with e-liquid; and
(C) Is designed to be disposed of after the e-liquid is
used.

SECTION 2. Arkansas Code Title 26, Chapter 57, Subchapter 2, is amended to add an additional section to read as follows:



1 26-57-269. Prohibition on sale of disposable vapor product.

2 (a) A person or entity shall not sell or offer for sale at retail in
3 this state a disposable vapor product.

4 (b)(1) The Director of Arkansas Tobacco Control may seize and hold for
5 disposition of the courts or the Arkansas Tobacco Control Board any
6 disposable vapor product sold or offered for sale in violation of this
7 section.

8 (2) The processes of seizure, forfeiture, and disposition under
9 § 26-57-247 and the destruction of the seized products under § 26-57-249
10 shall apply to this section.

11 (c) A violation of subsection (a) of this section is a Class A
12 misdemeanor.

13 (d) This section does not apply to a product that has been approved by
14 the United States Food and Drug Administration.

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16 SECTION 3. DO NOT CODIFY. TEMPORARY LANGUAGE. Notice of act
17 requirements and allowance of a grace period.

18 The Director of Arkansas Tobacco Control shall notify manufacturers,
19 wholesalers, retailers, and vendors licensed under § 26-57-219 of:

20 (1) The requirements of this act and the time frame in which
21 compliance is required; and

22 (2) The allowance of a ninety-day grace period following the
23 effective date of this act during which any disposal vapor product in their
24 possession shall be liquidated, sold, or disposed of.

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