
HOUSE COMMITTEE AMENDMENTS

2019 Regular Session

Amendments proposed by House Committee on Appropriations to Engrossed House Bill No. 38 by Representative Hoffmann

1 AMENDMENT NO. 1

2 On page 1, line 2, after "(E)" and before ", R.S. 26:793(C)(1)," insert "and (F)"

3 AMENDMENT NO. 2

4 On page 1, line 3, after "47:851(C)(2)" and before "and to repeal" insert a comma "," and
5 insert "to enact R.S. 14:91.6(D) and 91.8(K) and R.S. 26:910.1(C) and 911(D),"

6 AMENDMENT NO. 3

7 On page 1, line 5, after "vapor products;" and before "to raise" insert "to provide for an
8 exception;"

9 AMENDMENT NO. 4

10 On page 1, line 13, after "(E)" and before "are" insert "and (F)"

11 AMENDMENT NO. 5

12 On page 1, at the beginning of line 14, after "reenacted" and before "to read" insert "and R.S.
13 14:91.6(D) and 91.8(K) are hereby enacted"

14 AMENDMENT NO. 6

15 On page 1, at the beginning of line 18, after "A." and before "person" delete "No" and insert
16 "Except as provided in Subsection D of this Section, no"

17 AMENDMENT NO. 7

18 On page 1, at the end of line 20, insert the following:

19 "The provisions of this Section shall not apply to persons under twenty-one years of
20 age who are either first responders as defined by R.S. 23:1017.1 or active members
21 or veterans of the armed forces."

22 AMENDMENT NO. 8

23 On page 1, after line 21, insert the following:

24 "D. Notwithstanding the provisions of this Section or any other provision of
25 law to the contrary, nothing in this Section shall be construed to apply if a product
26 or combination of products are distributed or are caused to be distributed to a person
27 who has reached the age of eighteen before December 31, 2019.

28 * * *

1 AMENDMENT NO. 9

2 On page 2, at the end of line 15, after "AGE" delete the remainder of the line in its entirety
3 and insert the following:

4 "18 21. PERSONS WHO HAVE REACHED THE AGE OF 18 OR OLDER ON OR
5 BEFORE DECEMBER 31, 2019, ARE NOT SUBJECT TO THIS PROHIBITION".
6 The"

7 AMENDMENT NO. 10

8 On page 2, line 25, after "AGE" delete the remainder of the line in its entirety and insert the
9 following:

10 "18 21. PERSONS WHO HAVE REACHED THE AGE OF 18 OR OLDER ON OR
11 BEFORE DECEMBER 31, 2019, ARE NOT SUBJECT TO THIS PROHIBITION".
12 The sign shall also"

13 AMENDMENT NO. 11

14 On page 3, delete line 3 in its entirety and insert the following:

15 "F. (1) It is unlawful for any person under the age of ~~eighteen~~ twenty-one to
16 possess any tobacco product, alternative nicotine product, or vapor product.

17
18 (2) However, it shall not be unlawful for a person under the age of ~~eighteen~~
19 twenty-one to possess a tobacco product, alternative nicotine product, or vapor
20 product under any of the following circumstances:

21
22 (a) When a person under ~~eighteen~~ twenty-one years of age is accompanied
23 by a parent, spouse, or legal guardian ~~twenty-one~~ years of age or older.

24
25 (b) In private residences.

26
27 (c) When the tobacco product, alternative nicotine product, or vapor product
28 is handled during the course and scope of his employment and required in the
29 performance of such person's duties.

30 (d) When the person is an active member or veteran of the armed forces.

31 (e) When the person is a first responder as defined by R.S. 23:1017.1.

32 * * *

33 K. Notwithstanding the provisions this Section or any other provision of law
34 to the contrary, nothing in this Section shall be construed to apply if a product or
35 combination of products are sold or distributed by a person who has reached the age
36 of eighteen or older on or before December 31, 2019."

37 AMENDMENT NO. 12

38 On page 3, line 5, after "reenacted" and before "to read" insert "and R.S. 26:910(C) and
39 911(D) are hereby enacted"

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 AMENDMENT NO. 13

2 On page 3, delete line 13 in its entirety and insert the following:

3 "over the age of eighteen ~~or~~ and under the age of twenty-one may shall be enlisted
4 by employees of the"

5 AMENDMENT NO. 14

6 On page 3, line 17, after "age of" and before "twenty-one" delete "eighteen or"

7 AMENDMENT NO. 15

8 On page 3, line 19, after "identification." and before "A" insert the following:

9 "Any person under the age of twenty-one that is a first responder as defined by R.S.
10 23:1017.1 shall carry the person's own identification or badge showing the person's
11 status as a first responder. Any person under the age of twenty-one that is an active
12 member or veteran of the armed forces shall carry the person's own military
13 identification card or veteran identification card showing the person's status as a
14 member or veteran of the armed forces."

15 AMENDMENT NO. 16

16 On page 4, at the beginning of line 7, insert "A."

17 AMENDMENT NO. 17

18 On page 4, at the end of line 18, insert the following:

19 "The provisions of this Section shall not apply to any person under twenty-one years
20 of age who is either a first responder as defined by R.S. 23:1017.1 or an active
21 member or veteran of the armed forces."

22 AMENDMENT NO. 18

23 On page 4, between lines 18 and 19, insert the following:

24 "B. Notwithstanding the provisions of this Section or any other provision of
25 law to the contrary, nothing in this Section shall be construed to apply if a product
26 or combination of products are purchased or delivered from a vending machine to
27 a person who has reached the age of eighteen or older on or before December 31,
28 2019."

29 AMENDMENT NO. 19

30 On page 4, at the end of line 24, insert the following:

31 "The provisions of this Section shall not apply to any person under twenty-one years
32 of age who is either a first responder as defined by R.S. 23:1017.1 or an active
33 member or veteran of the armed forces."

34 AMENDMENT NO. 20

35 On page 4, between lines 25 and 26, insert the following:

36 "C. Notwithstanding the provisions of this Section or any other provision of
37 law to the contrary, nothing in this Section shall be construed to apply if a product
38 or combination of products are purchased or delivered from a self-service display by

1 a person who has reached the age of eighteen or older on or before December 31,
2 2019."

3 AMENDMENT NO. 21

4 On page 5, line 5, after "twenty-one" and before the period "." insert a comma "," and insert
5 "a first responder as defined by R.S. 23:1017.1 or an active member or veteran of the armed
6 forces"

7 AMENDMENT NO. 22

8 On page 5, line 7, after "age" and before "of the" insert a comma "," and insert "first
9 responder status or military status"

10 AMENDMENT NO. 23

11 On page 5, line 10, after "older" and before "and" insert a comma "," and insert "a first
12 responder as defined by R.S. 23:1017.1 or an active member or veteran of the armed forces"

13 AMENDMENT NO. 24

14 On page 5, between lines 12 and 13, insert the following:

15 "D. Notwithstanding the provisions of this Section or any other provision of
16 law to the contrary, nothing in this Section shall be construed to apply if a product
17 or combination of products are sold or served to a person who has reached the age
18 of eighteen or older on or before December 31, 2019.

19
20 * * *

21 AMENDMENT NO. 25

22 On page 5, at the beginning of line 14, insert "A."

23 AMENDMENT NO. 26

24 On page 5, at the end of line 17, insert the following:

25 "The provisions of this Section shall not apply for products sold to any person under
26 twenty-one years of age who is either a first responder as defined by R.S. 23:1017.1
27 or an active member or veteran of the armed forces."

28 AMENDMENT NO. 27

29 On page 6, between lines 9 and 10, insert the following:

30 "B. Notwithstanding the provisions of this Section or any other provision of
31 law to the contrary, nothing in this Section shall be construed to apply if a product
32 or combination of products are sold to a person who has reached the age of eighteen
33 or older on or before December 31, 2019."

34 AMENDMENT NO. 28

35 On page 6, line 22, after "AGE" delete the remainder of the line in its entirety and insert the
36 following:

37 "~~18-~~ 21. PERSONS WHO HAVE REACHED THE AGE OF 18 OR OLDER ON
38 OR BEFORE DECEMBER 31, 2019, ARE NOT SUBJECT TO THIS
39 PROHIBITION"."