

RÉSUMÉ DIGEST

ACT 403 (HB 473)

2021 Regular Session

Mincey

Prior law prohibited the distribution of promotional samples of any tobacco product, alternative nicotine product, or vapor product to persons under the age of 18.

New law raises the minimum age from 18 to 21 years.

Prior law prohibited manufacturers, distributors, retailers, or other persons from selling or distributing any tobacco product, alternative nicotine product, or vapor product to persons under the age of 18.

New law raises the minimum age from 18 to 21 years and removes the requirement for knowledge in the sale or distribution of any tobacco product, alternative nicotine product, or vapor product to persons under the age of 21.

New law provides for legislative facts and findings.

Prior law further required signs at points of sale and on vending machines for tobacco products.

New law requires signs at the point of sale to be placed in a manner conspicuous to both employees and consumers within any location where tobacco products, alternative nicotine products, or vapor products are available for purchase.

Prior law prohibited any person under the age of 18 from buying any tobacco product, alternative nicotine product, or vapor product.

New law changes prior law by prohibiting the sale of any tobacco product, alternative nicotine product, or vapor product to persons under the age of 21.

Prior law prohibited any person under the age of 18 from possessing any tobacco product, alternative nicotine product, or vapor product unless accompanied by a parent, spouse, or legal guardian who was over 21 years old, or in a private residence, or when the product was handled in the course and scope of employment and required in the performance of such person's duties.

New law changes the age to 21.

Prior law required the commissioner of alcohol and tobacco control to annually conduct random, unannounced inspections at locations where tobacco products were sold and distributed. Authorized the office of alcohol and tobacco control to enlist persons under the age of 18 to test compliance if the testing was under the direct supervision of employees of the office of alcohol and tobacco control and written parental consent was provided.

New law changes prior law allowing persons between the age of 16 and 21 to be enlisted to test compliance. Further requires unannounced follow-up compliance checks of all noncompliant retailers within three months of any violation of new law.

Prior law allowed the purchase of tobacco products from vending machines and self-service displays by persons 18 years of age or older.

New law changes prior law by raising the minimum age from 18 to 21 years of age.

Prior law prohibited the sale of tobacco products to anyone under the age of 18.

New law amends prior law by raising the minimum age from 18 to 21 years of age for persons who may be sold tobacco products. New law adds to prior law by requiring that all persons engaging in the sale of tobacco products check the identification of any person attempting to purchase such product.

Prior law required that signs at points of sale and on vending machines for tobacco products reflect "LOUISIANA LAW PROHIBITS THE SALE OF TOBACCO PRODUCTS TO PERSONS UNDER AGE 18".

New law updates the wording on signs required to be posted to reflect the minimum age change from 18 to 21.

Effective August 1, 2021.

(Amends R.S. 14:91.6(A) and 91.8(C), (D), (E), and (F)(1) and (2)(intro. para.), R.S. 26:793(C)(1), 910, 910.1(A), 911(A)(1), and 917(A)(intro. para.), and R.S. 47:851(C)(2); Adds R.S. 26:901.1)