

SENATE BILL NO. 12

BY SENATORS GALLOT, DORSEY-COLOMB, PEACOCK, GARY SMITH AND THOMPSON AND REPRESENTATIVE COX

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AN ACT

To amend and reenact R.S. 14:91.6(A) and 91.8, R.S. 26:901, 902(1), 905(B), 909(A)(2), 910, 910.1, the introductory paragraph of 911(A) and (A)(1) and (2), the introductory paragraph of 917(A) and (C), and 932(6), and R.S. 47:851(C)(2), and to enact R.S. 14:91.6(B)(6) and (7), relative to alternative nicotine products and vapor products; to prohibit the sale or other distribution of alternative nicotine products and vapor pens to persons under the age of eighteen years; to provide relative to definitions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 14:91.6(A) and 91.8 are hereby amended and reenacted and R.S. 14:91.6(B)(6) and (7) are hereby enacted to read as follows:

§91.6. Unlawful distribution of sample tobacco products, **alternative nicotine products, or vapor products** to persons under age eighteen; penalty

A. No person shall distribute or cause to be distributed to persons under eighteen years of age a promotional sample of any tobacco product, **alternative nicotine product, or vapor product**.

B. For purposes of this Section, the following definitions apply:

\* \* \*

**(6) "Alternative nicotine product" means any non-combustible product containing nicotine that is intended for human consumption, whether chewed, absorbed, dissolved, or ingested by any other means. "Alternative nicotine product" does not include any of the following:**

**(a) Tobacco product.**

**(b) Vapor product.**

1                    (c) Product that is a drug pursuant to 21 U.S.C. 321(g)(1).

2                    (d) Device pursuant to 21 U.S.C. 321(h).

3                    (e) Combination product described in 21 U.S.C. 353(g).

4                    (7) "Vapor product" means any non-combustible product containing  
 5                    nicotine or other substances that employs a heating element, power source,  
 6                    electronic circuit, or other electronic, chemical or mechanical means, regardless  
 7                    of shape or size, that can be used to produce vapor from nicotine in a solution  
 8                    or other form. "Vapor product" includes any electronic cigarette, electronic  
 9                    cigar, electronic cigarillo, electronic pipe, or similar product or device and any  
 10                   vapor cartridge or other container of nicotine in a solution or other form that  
 11                   is intended to be used with or in an electronic cigarette, electronic cigar,  
 12                   electronic cigarillo, electronic pipe, or similar product or device. "Vapor  
 13                   product" does not include any of the following:

14                   (a) Product that is a drug pursuant to 21 U.S.C. 321(g)(1).

15                   (b) Device pursuant to 21 U.S.C. 321(h).

16                   (c) Combination product described in 21 U.S.C. 353(g).

17                   \*           \*           \*

18                   §91.8. Unlawful sale, purchase, or possession of tobacco, **alternative nicotine**  
 19                   **product, or vapor product**; signs required; penalties

20                   A. This Section shall be known and may be cited as the "Prevention of Youth  
 21                   Access to Tobacco Law".

22                   B. It is the intent of the legislature that enforcement of this Section shall be  
 23                   implemented in an equitable manner throughout the state. For the purpose of  
 24                   equitable and uniform implementation and application of state and local laws and  
 25                   regulations, the provisions of this Section shall supersede existing or subsequently  
 26                   adopted local ordinances or regulations which relate to the sale, promotion, and  
 27                   distribution of tobacco products, **alternative nicotine product, or vapor product.**

28                   It is the intent of the legislature that this Section shall be equitably enforced so as to  
 29                   ensure the eligibility for and receipt of any federal funds or grants the state now  
 30                   receives or may receive relating to the provisions of this Section.

1 C. It is unlawful for any manufacturer, distributor, retailer, or other person  
2 knowingly to sell or distribute any tobacco product, alternative nicotine product,  
3 or vapor product to a person under the age of eighteen. However, it shall not be  
4 unlawful for a person under the age of eighteen to accept receipt of a tobacco  
5 product, alternative nicotine product, or vapor product from an employer when  
6 required in the performance of such person's duties. At the point of purchase, a sign  
7 in type not less than 30-point type shall be displayed that reads "LOUISIANA LAW  
8 PROHIBITS THE SALE OF TOBACCO PRODUCTS, ALTERNATIVE  
9 NICOTINE PRODUCTS, OR VAPOR PRODUCTS TO PERSONS UNDER  
10 AGE 18".

11 D. It is unlawful for a vending machine operator to place in use a vending  
12 machine to vend any tobacco product, alternative nicotine product, or vapor  
13 product automatically, unless the machine displays a sign or sticker in not less than  
14 22-point type on the front of the machine stating, "LOUISIANA LAW PROHIBITS  
15 THE SALE OF TOBACCO PRODUCTS, ALTERNATIVE NICOTINE  
16 PRODUCTS, OR VAPOR PRODUCTS TO PERSONS UNDER AGE 18", ~~or~~  
17 ~~words of similar meaning.~~

18 E. It is unlawful for any person under the age of eighteen to buy any tobacco  
19 product, alternative nicotine product, or vapor product.

20 F.(1) It is unlawful for any person under the age of eighteen to possess any  
21 tobacco product, alternative nicotine product, or vapor product.

22 (2) However, it shall not be unlawful for a person under the age of eighteen  
23 to possess a tobacco product, alternative nicotine product, or vapor product under  
24 any of the following circumstances:

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

27 (b) In private residences.

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

1 G. For purposes of this Section, the following definitions apply:

2 (1) "Tobacco product" means any cigar, cigarette, smokeless tobacco, or  
3 smoking tobacco.

4 (2) "Cigar" means any roll of tobacco for smoking, irrespective of size or  
5 shape, and irrespective of the tobacco being flavored, adulterated, or mixed with any  
6 other ingredients, where such roll has a wrapper made chiefly of tobacco.

7 (3) "Cigarette" means any roll for smoking made wholly or in part of  
8 tobacco, irrespective of size or shape and irrespective of the tobacco being flavored,  
9 adulterated, or mixed with any other ingredient, where such roll has a wrapper or  
10 cover made of paper, or any other material, except where such wrapper is wholly or  
11 in greater part made of tobacco.

12 (4) "Smokeless tobacco" means any finely cut, ground, powdered, or leaf  
13 tobacco that is intended to be placed in the oral or nasal cavity.

14 (5) "Smoking tobacco" means granulated, plug cut, crimp cut, ready rubbed,  
15 and any other kind and form of tobacco prepared in such manner as to be suitable for  
16 smoking in a pipe or cigarette.

17 **(6) "Alternative nicotine product" means any non-combustible product**  
18 **containing nicotine that is intended for human consumption, whether chewed,**  
19 **absorbed, dissolved, or ingested by any other means. "Alternative nicotine**  
20 **product" does not include any:**

21 **(a) Tobacco product.**

22 **(b) Vapor product.**

23 **(c) Product that is a drug pursuant to 21 U.S.C. 321(g)(1).**

24 **(d) Device pursuant to 21 U.S.C. 321(h).**

25 **(e) Combination product described in 21 U.S.C. 353(g).**

26 **(7) "Vapor product" means any non-combustible product containing**  
27 **nicotine or other substances that employs a heating element, power source,**  
28 **electronic circuit, or other electronic, chemical or mechanical means, regardless**  
29 **of shape or size, that can be used to produce vapor from nicotine in a solution**  
30 **or other form. "Vapor product" includes any electronic cigarette, electronic**

1 cigar, electronic cigarillo, electronic pipe, or similar product or device and any  
2 vapor cartridge or other container of nicotine in a solution or other form that  
3 is intended to be used with or in an electronic cigarette, electronic cigar,  
4 electronic cigarillo, electronic pipe, or similar product or device. "Vapor  
5 product" does not include any of the following:

6 (a) Product that is a drug pursuant to 21 U.S.C. 321(g)(1).

7 (b) Device pursuant to 21 U.S.C. 321(h).

8 (c) Combination product described in 21 U.S.C. 353(g).

9 H.(1) A person who violates the provisions of this Section by selling or  
10 buying tobacco products, alternative nicotine products, or vapor products shall  
11 be fined not more than fifty dollars for the first violation. The penalties for  
12 subsequent violations shall be a fine of not more than one hundred dollars for the  
13 second violation, a fine of not more than two hundred fifty dollars for the third  
14 violation, and a fine of not more than four hundred dollars for any violation  
15 thereafter.

16 (2) A person who violates the provisions of this Section by possessing  
17 tobacco products, alternative nicotine products, or vapor products shall be fined  
18 not more than fifty dollars for each violation.

19 I. A violation of the signage requirement of Subsection C of this Section  
20 shall be deemed to be a violation by the owner of the establishment where the  
21 violation occurred. A violation of the signage requirement of Subsection D of this  
22 Section shall be deemed to be a violation by the owner of the vending machine. For  
23 the first such violation, the owner shall be fined not more than fifty dollars. The  
24 penalties for subsequent violations shall be a fine of not more than one hundred  
25 dollars for the second violation, a fine of not more than two hundred fifty dollars for  
26 the third violation, and a fine of not more than five hundred dollars for any violation  
27 thereafter.

28 J. The law enforcement agency issuing the citation or making the arrest or  
29 the clerk of the court in which a prosecution is initiated, as the case may be, shall  
30 notify the commissioner of the office of alcohol and tobacco control of the action and

1 the final disposition of the matter.

2 Section 2. R.S. 26:901, 902(1), 905(B), 909(A)(2), 910, 910.1, the introductory  
3 paragraph of 911(A) and (A)(1) and (2), the introductory paragraph of 917(A) and (C), and  
4 932(6) are hereby amended and reenacted to read as follows:

5 §901. Definitions

6 As used in this Chapter, the following terms have the meaning ascribed to  
7 them in this Section, unless the context clearly indicates otherwise:

8 (1) **"Alternative nicotine product" means any non-combustible product**  
9 **containing nicotine that is intended for human consumption, whether chewed,**  
10 **absorbed, dissolved, or ingested by any other means. "Alternative nicotine**  
11 **product" does not include any of the following:**

12 **(a) Tobacco product.**

13 **(b) Vapor product.**

14 **(c) Product that is a drug pursuant to 21 U.S.C. 321(g)(1).**

15 **(d) Device pursuant to 21 U.S.C. 321(h).**

16 **(e) Combination product described in 21 U.S.C. 353(g).**

17 **(2)** "Brand family" has the meaning as set forth in R.S. 13:5072(1).

18 ~~(2)~~**(3)** "Cigar" includes any roll of tobacco for smoking, irrespective of size  
19 or shape, and irrespective of the tobacco being flavored, adulterated, or mixed with  
20 any other ingredients, where such roll has a wrapper made chiefly of tobacco.

21 ~~(3)~~**(4)** "Cigarette" includes any roll for smoking made wholly or in part of  
22 tobacco, irrespective of size or shape and irrespective of the tobacco being flavored,  
23 adulterated, or mixed with any other ingredient, where such roll has a wrapper or  
24 cover made of paper, or any other material except where such wrapper is wholly or  
25 in greater part made of tobacco.

26 ~~(4)~~**(5)** "Commissioner" means the commissioner of alcohol and tobacco  
27 control.

28 ~~(5)~~**(6)** "Dealer" includes every person who manufactures or purchases cigars,  
29 cigarettes, or other tobacco products for distribution or resale in this state. The term  
30 also means any person who imports cigars, cigarettes, or other tobacco products from

1 any state or foreign country for distribution, sale, or consumption in this state.

2 ~~(6)~~(7) "Exporter license" means the stamping agent designation as set forth  
3 in R.S. 26:902~~(5)~~~~(b)~~(2)(a).

4 ~~(7)~~(8) "Facility" means a part or portion of an establishment which is  
5 designed so as to impede a minor's access to a vending machine by walls or other  
6 separation in combination with signs designed to notify the public that persons under  
7 the age of eighteen are prohibited from the area.

8 ~~(8)~~(9) A "knowing violation or failure" is a knowing or intentional engaging  
9 in conduct without a good faith belief that the conduct was consistent with the  
10 provisions of this Chapter.

11 ~~(9)~~(10) "Manufacturer" means anyone engaged in the manufacture,  
12 production, or foreign importation of tobacco products who sells to wholesalers.

13 ~~(10)~~(11) "Person" means any natural person, trustee, company, partnership,  
14 corporation, or other legal entity.

15 ~~(11)~~(12) "Place of business" means the place where the tobacco orders,  
16 **alternative nicotine products orders, or vapor products orders** are received, or  
17 where the taxable tobacco articles are sold, or if sold by a retail dealer upon a  
18 railroad train or on or from any other vehicle, the vehicle on which or from which  
19 the taxable articles **or alternative nicotine products or vapor products** are sold by  
20 the retail dealer. It also includes the establishment where vending machines are  
21 located.

22 ~~(12)~~(13) "Purchase" means acquisition in any manner, for any consideration.  
23 The term shall include transporting or receiving product in connection with a  
24 purchase.

25 ~~(13)~~(14) "Retail dealer" includes every dealer other than a wholesale dealer,  
26 or manufacturer who sells or offers for sale cigars, cigarettes, ~~or~~ other tobacco  
27 products, **alternative nicotine products, or vapor products**, irrespective of quantity  
28 or the number of sales.

29 ~~(14)~~(15) "Sale" or "sell" means any transfer, exchange, or barter in any  
30 manner or by any means for any consideration. The term shall include distributing

1 or shipping product in connection with a sale. References to a sale "in" or "into" a  
2 state refer to the state of the destination point of the product in the sale, without  
3 regard to where title was transferred. References to sale "from" a state refer to the  
4 sale of cigarettes that are located in that state to the destination in question without  
5 regard to where title was transferred.

6 ~~(15)~~**(16)** "Sales entity affiliate" means an entity that sells cigarettes that it  
7 acquires directly from a manufacturer or importer and is affiliated with that  
8 manufacturer or importer as established by documentation received directly from  
9 that manufacturer or importer to the satisfaction of the attorney general. Entities are  
10 affiliated with each other if one, directly or indirectly through one or more  
11 intermediaries, controls or is controlled by or is under common control with the  
12 other.

13 ~~(16)~~**(17)** "Secretary" means the secretary of the Department of Revenue and  
14 includes any of his duly authorized assistants.

15 ~~(17)~~**(18)** "Self-service display" means any display that contains tobacco  
16 products, **alternative nicotine products, or vapor products**, and is located in an  
17 area openly accessible to the retail dealer's customers and from which such  
18 customers can readily access tobacco products, **alternative nicotine products, or**  
19 **vapor products** without the assistance of a salesperson. A display case that holds  
20 tobacco products, **alternative nicotine products, or vapor products** behind locked  
21 doors does not constitute a self-service display for purposes of this Chapter.

22 ~~(18)~~**(19)** "Smokeless tobacco" means any finely cut, ground, powdered, or  
23 leaf tobacco that is intended to be placed in the oral or nasal cavity.

24 ~~(19)~~**(20)** "Smoking tobacco" includes granulated, plug cut, crimp cut, ready  
25 rubbed, and any other kind and form of tobacco prepared in such manner as to be  
26 suitable for smoking in pipe or cigarette.

27 ~~(20)~~**(21)** "Stamp" means the impression, device, stamp, label, or print  
28 manufactured or printed as prescribed by the secretary by the use of which the tax  
29 levied hereunder is paid. By way of extension, and not limitation, the term "stamp"  
30 means any impression or character affixed to or which shall be stamped upon



1 commodities by metered stamping machine or device by use of which the tax levied  
2 hereunder is paid.

3 ~~(21)~~(22) "Stamping agent" means a dealer that is authorized to affix tax  
4 stamps to packages or other containers of cigarettes under R.S. 47:843 et seq. or any  
5 dealer that is required to pay the excise tax or tobacco tax imposed pursuant to R.S.  
6 47:841 et seq. on cigarettes.

7 ~~(22)~~(23) "State directory" or "directory" means the directory compiled by the  
8 attorney general under R.S. 13:5073, or, in the case of reference to another state's  
9 directory, the directory compiled under the similar law in that other state.

10 ~~(23)~~(24) "Tobacconist" means any bona fide tobacco retailer engaged in  
11 receiving bulk smoking tobacco for the purpose of blending such tobacco for retail  
12 sale at a particular retail outlet where fifty percent or more of the total purchases for  
13 the preceding twelve months were purchases of tobacco products, excluding  
14 cigarettes.

15 ~~(24)~~(25) "Tobacco product" means any cigar, cigarette, smokeless tobacco,  
16 or smoking tobacco.

17 (26) "Vapor product" means any non-combustible product containing  
18 nicotine or other substances that employs a heating element, power source,  
19 electronic circuit, or other electronic, chemical or mechanical means, regardless  
20 of shape or size, that can be used to produce vapor from nicotine in a solution  
21 or other form. "Vapor product" includes any electronic cigarette, electronic  
22 cigar, electronic cigarillo, electronic pipe, or similar product or device and any  
23 vapor cartridge or other container of nicotine in a solution or other form that  
24 is intended to be used with or in an electronic cigarette, electronic cigar,  
25 electronic cigarillo, electronic pipe, or similar product or device. "Vapor  
26 product" does not include any of the following:

27 (a) Product that is a drug pursuant to 21 U.S.C. 321(g)(1).

28 (b) Device pursuant to 21 U.S.C. 321(h).

29 (c) Combination product described in 21 U.S.C. 353(g).

30 ~~(25)~~(27) "Vending machine" means any mechanical, electric, or electronic

1 self-service device which, upon insertion of money, tokens, or any other form of  
2 payment, automatically dispenses tobacco products, **alternative nicotine products,**  
3 **or vapor products.**

4 ~~(26)~~**(28)** "Vending machine operator" means any person who controls the use  
5 of one or more vending machines as to the supply of cigarettes or any tobacco  
6 products in the machine or the receipts from cigarettes vended through such  
7 machines.

8 ~~(27)~~**(29)** "Wholesale dealer" means a dealer whose principal business is that  
9 of a wholesaler, who sells cigarettes, cigars, or other tobacco products to retail  
10 dealers for purpose of resale, who is a bona fide wholesaler, and fifty percent of  
11 whose total tobacco sales are to retail stores other than its own or its subsidiaries  
12 within Louisiana. Wholesale dealer shall include any person in the state who  
13 acquires cigarettes solely for the purpose of resale in vending machines, provided  
14 such person services fifty or more cigarette vending machines in Louisiana other  
15 than his own, and a Louisiana dealer who was affixing cigarette and tobacco stamps  
16 as of January 1, 1974.

17 §902. Permits

18 The commissioner shall issue as authorized by this Section the following  
19 types of permits and shall adopt rules and regulations that specify the identifying  
20 information that is required to appear on the face of each type of permit:

21 (1) Retail Dealer Permit. A retail dealer permit shall be issued to a dealer  
22 other than a wholesale dealer or vending machine operator for each retail outlet  
23 where cigars, cigarettes, ~~or~~ other tobacco products, **alternative nicotine products,**  
24 **or vapor products** are offered for sale either over the counter or by vending  
25 machine.

26 \* \* \*

27 §905. Renewal of a permit

28 \* \* \*

29 B. If a dealer fails to file an application and pay the permit fees by the date  
30 established by the commissioner, there shall be added to the fee, in addition to other

1 penalties provided in this Chapter, a delinquency penalty of twenty-five percent if  
 2 the failure is not more than thirty days, with an additional twenty-five percent for  
 3 each additional thirty days or fraction thereof during which the failure continues. If  
 4 the dealer fails to make his application by the date established by the commissioner,  
 5 the commissioner may, without notice or hearing, suspend his right to possess or sell  
 6 tobacco products, **alternative nicotine products, and vapor products.**

7 \* \* \*

8 §909. General requirements of eligibility

9 A. The commissioner may suspend a permit previously issued or may refuse  
 10 to grant a permit if, after a hearing and by a preponderance of the evidence, it is  
 11 proven that the permittee, or an employee or agent thereof, or applicant either:

12 \* \* \*

13 (2) Has violated the terms and provisions of R.S. 14:91.6 relative to the  
 14 unlawful distribution of tobacco products, **alternative nicotine products, or vapor**  
 15 **products.**

16 \* \* \*

17 §910. Vending machines

18 In order to prevent persons under eighteen years of age from purchasing or  
 19 receiving tobacco products, **alternative nicotine products, or vapor products** from  
 20 vending machines, the sale or delivery of tobacco ~~such~~ products through a vending  
 21 machine is prohibited unless either **of the following apply:**

22 (1) The machine is located in an establishment to which persons under the  
 23 age of eighteen are denied access.

24 (2) The machine is located in facilities where the dealer ensures that no  
 25 person younger than eighteen years of age is present or permitted to enter at any time  
 26 and the machine is located within the unobstructed line of sight of a dealer or a  
 27 dealer's agent or employee who is responsible for preventing persons younger than  
 28 eighteen years of age from purchasing tobacco products, **alternative nicotine**  
 29 **products, or vapor products** through that machine.

30 §910.1. Self-service displays

1           A. In order to prevent persons under eighteen years of age from purchasing  
 2 or receiving tobacco products, alternative nicotine products, or vapor products  
 3 from self-service displays, the sale or delivery of ~~tobacco~~ such products through a  
 4 self-service display is prohibited unless the machine is a vending machine as defined  
 5 in R.S. 26:910 that complies with the terms and provisions of ~~R.S. 26:910~~ that  
 6 Section.

7           B.(1) The provisions of this Section shall not apply to a tobacconist at a  
 8 particular outlet or a retail tobacco business.

9           (2) "Retail tobacco business" for purposes of this Section means a bona fide  
 10 retail dealer engaged in the sale of tobacco products and accessories for retail sale  
 11 where fifty percent or more of the total sales for the preceding twelve months,  
 12 excluding fuel sales, were tobacco products, including cigarettes, alternative  
 13 nicotine products, or vapor products.

14           (3) "Tobacconist at a particular outlet" for purposes of this Section means  
 15 a bona fide retail dealer engaged in receiving bulk smoking tobacco for the purpose  
 16 of blending such tobacco for retail sale at a particular retail outlet where fifty percent  
 17 or more of the total purchases for the preceding twelve months were purchases of  
 18 tobacco products, excluding cigarettes, alternative nicotine products, or vapor  
 19 products.

20 §911. Acts prohibited

21           A. No person, agent, associate, employee, representative, or servant of any  
 22 person shall permit any of the following acts to be done on or about any premises  
 23 which sells or offers for sale tobacco products, alternative nicotine products, or  
 24 vapor products:

25           (1) Sell or serve tobacco products, alternative nicotine products, or vapor  
 26 products over-the-counter in a retail establishment to any person under the age of  
 27 eighteen unless such person submits a driver's license, selective service card, or other  
 28 lawful identification which on its face establishes the age of the person as eighteen  
 29 years or older and there is no reason to doubt the authenticity or correctness of the  
 30 identification.

1 (2) Violate the terms and provisions of R.S. 14:91.6 relative to the unlawful  
2 distribution of tobacco products, alternative nicotine products, or vapor products.

3 \* \* \*

4 §917. Violations by employee; employer liability

5 A. Sale of tobacco products, alternative nicotine products, or vapor  
6 products to a minor by a retail dealer's agent, associate, employee, representative,  
7 or servant shall be considered an act of the retail dealer for purposes of suspension,  
8 revocation, or assessment of civil penalties unless all of the following conditions  
9 exist:

10 \* \* \*

11 C. The provisions of Subsection A of this Section shall not apply if a retail  
12 dealer, or lawful retailer of alternative nicotine products or vapor products, as  
13 applicable, within one hundred eighty days from the hiring of an agent, associate,  
14 employee, representative, or servant can prove that he has made application to have  
15 the employee attend a training program or the retail dealer or lawful retailer, as  
16 applicable, has received an extension of time in which to comply from the  
17 commissioner because of unavailability of a training program.

18 \* \* \*

19 §932. Definitions

20 For purposes of this Chapter, the following terms have the respective  
21 meanings ascribed to them in this Chapter, unless a different meaning clearly appears  
22 from the context:

23 \* \* \*

24 (6) "Server" means any employee of a vendor, other than security personnel,  
25 who is authorized to sell or serve alcoholic beverages, ~~or~~ tobacco products,  
26 alternative nicotine products, or vapor products in the normal course of his or her  
27 employment or deals with customers who purchase or consume alcoholic beverages  
28 or tobacco products. "Server" shall not include individuals employed on a temporary  
29 or casual basis by a bona fide hotel or motel for banquets, catering, or other special  
30 events.

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\* \* \*

Section 3. R.S. 47:851(C)(2) is hereby amended and reenacted to read as follows:

§851. Dealers receiving unstamped and/or nontax paid cigarettes, cigars, and smoking tobaccos required to file monthly reports and maintain records; vending machine restrictions

\* \* \*

C. Vending machine operators.

\* \* \*

(2) In accordance with ~~state law prohibiting minors from purchasing tobacco products~~ **R.S. 14:91.8(D)**, vending machine operators shall affix a ~~sticker in a prominent place on each machine, in print not smaller than twenty-two point, sign or sticker in not less than 22-point type on the front of each machine~~ stating, "~~Louisiana Law Prohibits the Purchase of Tobacco Products by Anyone Under Age 17~~" **"LOUISIANA LAW PROHIBITS THE SALE OF TOBACCO PRODUCTS, ALTERNATIVE NICOTINE PRODUCTS, OR VAPOR PRODUCTS TO PERSONS UNDER AGE 18"**.

\* \* \*

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

\_\_\_\_\_  
PRESIDENT OF THE SENATE

\_\_\_\_\_  
SPEAKER OF THE HOUSE OF REPRESENTATIVES

\_\_\_\_\_  
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_