

SHORT TITLE: Tobacco; prohibiting furnishing tobacco products to persons under nineteen years of age; effective date.

STATE OF OKLAHOMA

1st Session of the 45th Legislature (1995)

SENATE BILL NO. 309

By: Long (Ed)

AS INTRODUCED

An Act relating to tobacco; amending 21 O.S. 1991, Sections 1241 and 1242, which relate to furnishing tobacco products to minors and refusal of minor to disclose place where tobacco was obtained; deleting language; prohibiting furnishing tobacco products to persons under nineteen years of age; modifying age for refusal to disclose place where tobacco was obtained; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 21 O.S. 1991, Section 1241, is amended to read as follows:

Section 1241. Any person who shall furnish to any ~~minor~~ person under nineteen (19) years of age by gift, sale or otherwise any cigarettes, cigarette papers, cigars, snuff, chewing tobacco, or any other form of tobacco product shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than Twenty-five Dollars (\$25.00) nor more than Two Hundred Dollars (\$200.00) and be confined in the county jail not less than ten (10) days nor more than ninety (90) days for each offense.

SECTION 2. AMENDATORY 21 O.S. 1991, Section 1242, is amended to read as follows:

Section 1242. Any ~~minor~~ person under nineteen (19) years of age being in possession of cigarettes, cigarette papers, cigars, snuff,

chewing tobacco, or any other form of tobacco product and being by any police officer, constable, juvenile court officer, truant officer, or teacher in any school, asked where and from whom such cigarettes, cigarette papers, cigars, snuff, chewing tobacco, or any other form of tobacco product were obtained, who shall refuse to furnish such information, shall be guilty of a misdemeanor and upon conviction thereof before the district court, or any judge of the district court, such minor being of the age of sixteen (16) years or upwards shall be sentenced subject to pay a fine not exceeding Five Dollars (\$5.00) or to undergo an imprisonment in the jail of the proper county not exceeding five (5) days, or both; if such minor shall be under the age of sixteen (16) years, he or she shall be certified by such magistrate or justice to the juvenile court of the county for such action as said court shall deem proper.

SECTION 3. This act shall become effective November 1, 1995.

45-1-0486

NP