

ENGROSSED HOUSE
BILL NO. 1867

By: Worthen and Nance of the
House

and

Robinson of the Senate

An Act relating to the Prevention of Youth Access to Tobacco Act; amending 37 O.S. 2001, Section 600.2, which relates to definitions; modifying definition of tobacco product; and providing an effective date.

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

SECTION 1. AMENDATORY 37 O.S. 2001, Section 600.2, is amended to read as follows:

Section 600.2 As used in the Prevention of Youth Access to Tobacco Act:

1. "Person" means any individual, firm, fiduciary, partnership, corporation, trust, or association, however formed;

2. "Proof of age" means a driver license, license for identification only, or other generally accepted means of identification that describes the individual as eighteen (18) years of age or older and contains a photograph or other likeness of the individual and appears on its face to be valid;

3. "Sample" means a tobacco product distributed to members of the public at no cost for the purpose of promoting the product;

4. "Sampling" means the distribution of samples to members of the public in a public place;

5. "Tobacco product" means any product that contains tobacco ~~and is~~ intended for human consumption and any material or device used in the smoking, chewing, or other form of tobacco consumption, including cigarette papers, pipes, holders of smoking materials of

all types, and other items designed primarily for the smoking or ingestion of tobacco products;

6. "Transaction scan" means the process by which a seller checks, by means of a transaction scan device, the validity of a driver license or other government-issued photo identification; and

7. "Transaction scan device" means any commercial device or combination of devices used at a point of sale or entry that is capable of deciphering in an electronically readable format the information encoded on the magnetic strip or bar code of a driver license or other government-issued photo identification.

SECTION 2. This act shall become effective November 1, 2004.

Passed the House of Representatives the 11th day of March, 2004.

Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2004.

Presiding Officer of the Senate