

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 SENATE BILL 215

By: Garvin

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5
6 AS INTRODUCED

7 An Act relating to the Oklahoma Juvenile Code;
8 amending 10A O.S. 2021, Section 2-8-224, as amended
9 by Section 1, Chapter 261, O.S.L. 2022 (10A O.S.
10 Supp. 2022, Section 2-8-224), which relates to
11 purchase, receipt, or possession of tobacco or vapor
12 products by those under 21; authorizing enactment and
13 enforcement of certain municipal ordinances; and
14 providing an effective date.

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

16 SECTION 1. AMENDATORY 10A O.S. 2021, Section 2-8-224, as
17 amended by Section 1, Chapter 261, O.S.L. 2022 (10A O.S. Supp. 2022,
18 Section 2-8-224), is amended to read as follows:

19 Section 2-8-224. A. It is unlawful for a person who is under
20 twenty-one (21) years of age to purchase, receive, or have in his or
21 her possession a tobacco product, nicotine product or vapor product,
22 or to present or offer to any person any purported proof of age
23 which is false or fraudulent, for the purpose of purchasing or
24 receiving any tobacco product, nicotine product or vapor product.

It shall not be unlawful for an employee under twenty-one (21) years

1 of age to handle tobacco products, nicotine products or vapor
2 products when required in the performance of the employee's duties.

3 B. When a person violates subsection A of this section, the
4 Alcoholic Beverage Laws Enforcement (ABLE) Commission shall require
5 the violator to complete an education or tobacco use cessation
6 program approved by the State Department of Health.

7 C. The ABLE Commission shall establish rules to provide for
8 notification to a parent or guardian of any minor cited for a
9 violation of this section.

10 D. Cities and towns may enact and municipal police officers may
11 enforce ordinances prohibiting and penalizing conduct under
12 provisions of this section.

13 E. For the purposes of this section, the term "vapor products"
14 shall have the same meaning as provided in the Prevention of Youth
15 Access to Tobacco Act.

16 SECTION 2. This act shall become effective November 1, 2023.

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