

## Session 115 - (2003-2004)

### **H 3084 General Bill, By Talley, Littlejohn, Hinson, Cobb-Hunter, Richardson and Rutherford**

**Summary:** Youth Access to Tobacco Prevention Act of 2003

A BILL TO ENACT THE "YOUTH ACCESS TO TOBACCO PREVENTION ACT OF 2003" INCLUDING PROVISIONS TO AMEND SECTION 16-17-500, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO SUPPLYING MINORS WITH TOBACCO OR CIGARETTES, SO AS TO PROVIDE THAT THIS PROVISION APPLIES TO THE SALE, FURNISHING, GIVING, DISTRIBUTION, AND PROVISION TO A MINOR OF CIGARETTES, TOBACCO, CIGARETTE PAPER, OR A TOBACCO PRODUCT, TO PROVIDE THAT A PERSON MAY NOT SELL A TOBACCO PRODUCT TO AN INDIVIDUAL WHO DOES NOT PRESENT UPON DEMAND PROPER PROOF OF AGE OR IS NOT BELIEVED TO BE AT LEAST EIGHTEEN YEARS OF AGE, TO PROVIDE THAT A RETAIL DISTRIBUTOR OF TOBACCO PRODUCTS MUST TRAIN ITS RETAIL SALES EMPLOYEES REGARDING THE PROVISIONS CONTAINED IN THIS SECTION, TO PROVIDE THAT CERTAIN INDIVIDUALS LESS THAN EIGHTEEN YEARS OF AGE MAY NOT PURCHASE, ACCEPT RECEIPT, ATTEMPT TO PURCHASE, ATTEMPT TO ACCEPT RECEIPT OF A TOBACCO PRODUCT, OR POSSESS OR OFFER FRAUDULENT PROOF OF AGE FOR THE PURPOSE OF PURCHASING OR POSSESSING A TOBACCO PRODUCT, TO PROVIDE THAT A LAW ENFORCEMENT AGENCY MAY USE MINORS TO TEST A COMMUNITY'S COMPLIANCE WITH THIS SECTION, TO PROVIDE THE CONDITIONS IN WHICH TOBACCO PRODUCTS MAY BE DISTRIBUTED IN VENDING MACHINES, TO REVISE THE PENALTIES FOR VIOLATING THE PROVISIONS CONTAINED IN THIS SECTION, AND TO DEFINE THE TERM "PERSON"; TO AMEND SECTION 16-17-501, RELATING TO DEFINITIONS OF TERMS RELATING TO THE DISTRIBUTION OF TOBACCO PRODUCT SAMPLES AND THE IMPLEMENTATION OF PROVISIONS THAT REGULATE THE SALE AND USE OF TOBACCO PRODUCTS BY LOCAL GOVERNMENTS, SO AS TO PROVIDE THAT THESE DEFINITIONS APPLY TO PROVISIONS REGULATING SUPPLYING TOBACCO PRODUCTS TO MINORS; TO REVISE THE DEFINITION OF THE TERM "PROOF OF AGE", AND TO PROVIDE A DEFINITION OF THE TERM "SELF SERVICE DISPLAY".

12/04/02	House	Prefiled
12/04/02	House	Referred to Committee on Judiciary
01/14/03	House	Introduced and read first time HJ-38
01/14/03	House	Referred to Committee on Judiciary HJ-39
01/21/03	House	Member(s) request name added as sponsor: Richardson
02/26/03	House	Committee report: Favorable with amendment Judiciary HJ-107
02/27/03	House	Member(s) request name added as sponsor: Rutherford
02/27/03	House	Amended HJ-18
02/27/03	House	Read second time HJ-22
02/27/03	House	Unanimous consent for third reading on next legislative day HJ-22
02/28/03	House	Read third time and sent to Senate HJ-2
02/28/03		Scrivener's error corrected
03/04/03	Senate	Introduced and read first time SJ-10
03/04/03	Senate	Referred to Committee on Judiciary SJ-10