MAINE STATE LEGISLATURE

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1	L.D. 2249
2	(Filing No. H- 650)
3 4	STATE OF MAINE HOUSE OF REPRESENTATIVES
5	111TH LEGISLATURE
6	SECOND REGULAR SESSION
7 8 9 10	COMMITTEE AMENDMENT "# " to H.P. 1694, L.D. 2249, Bill, "AN ACT to Amend the Statute Relating to the Sale and Free Distribution of Cigarettes to Children."
11 12	Amend the bill by inserting after section $\ 1$ the following:
13 14	'Sec. 2. 22 MRSA §1579, sub-§1, as enacted by PL 1983, c. 239, is amended to read:
15	1. Prohibition. No person may knowingly sell,
16 17	furnish, give away or offer to sell, furnish or give away cigarettes or tobacco to any child under the age
18	of 18 years, except as provided in subsection 1-A.
19	No person in the business of selling or otherwise
20	distributing cigarettes or other tobacco products for
21	profit, or an employee or agent of such a person,
22	may, in the course of his business, distribute any
23 24	cigarette or other tobacco product free to any chil- dren under the age of 18 years in any place, includ-
25	ing, but not limited to, a public way or sidewalk,
26	public park or playground, public school or other
27	public building, or an entranceway, lobby, hall or
28	other common area of a private building, shopping
29	center or mall.'
30	Further amend the bill by striking out all of
31	section 2 and inserting in its place the following:
32	'Sec. 3. 22 MRSA §1579, sub-§1-A is enacted to
33	read:
34	1-A. Exception. Children under the age of 18
35	years may purchase or receive cigarettes or tobacco
36	under the following conditions:

COMMITTEE AMENDMENT "# " to H.P. 1694, L.D. 2249

1 2	A. Parents or guardians may furnish or give away cigarettes or tobacco to their children; or
3 4 5 6 7 8 9	B. Chief administrative officers of correctional facilities or sheriffs may allow the sale, furnishing or giving away of cigarettes or tobacco to children under 18 years of age who have been admitted to a correctional facility or a county jail, provided that they have received written permission from their parents or guardians for them to receive the cigarettes or tobacco.'
11	STATEMENT OF FACT
12 13 14 15 16 17 18	The amendment adds 2 exceptions to the current law forbidding the sale, furnishing and distribution of cigarettes or tobacco to children under 18 years of age. It allows parents or guardians to give cigarettes to their children. It also allows children in correctional facilities and jails to buy or receive cigarettes or tobacco, if their parents have given written permission for them to do so.
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Reported by the Majority of the Committee on Health and Institutional Services
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