

# MAINE STATE LEGISLATURE

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BMG  
ROPS

L.D. 1170

Date: 6/22/2017

(Filing No. S- 306)

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STATE OF MAINE  
SENATE  
128TH LEGISLATURE  
FIRST REGULAR SESSION

SENATE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to S.P. 391,  
L.D. 1170, Bill, "An Act To Reduce Youth Access to Tobacco Products"

Amend the amendment by striking out all of the 2nd and 3rd indented paragraphs (page 1, lines 13 to 18 in amendment) and inserting the following:

'Amend the bill in section 4 in subsection 2 in the 2nd and 3rd lines (page 1, lines 23 and 24 in L.D.) by striking out the following: "under 21 years of age" and inserting the following: 'who have not attained 21 years of age, unless the person has attained 18 years of age as of July 1, 2018.'

Amend the bill in section 5 in subsection 1 in paragraph B in subparagraph (2) in the last line (page 1, line 37 in L.D.) by striking out the following: "to any person under the age of 18 to purchase cigarettes 21 in this State" and inserting the following: 'in this State to any person under the age of 18 to purchase cigarettes in this State who has not attained 21 years of age, unless the person has attained 18 years of age as of July 1, 2018'

Amend the amendment in subsection 2 in the 3rd line (page 1, line 32 in amendment) by inserting after the following: "age" the following:  ', unless the person has attained 18 years of age as of July 1, 2018'

Amend the amendment on page 2 by striking out all of the 2nd and 3rd indented paragraphs (page 2, lines 4 to 9 in amendment) and inserting the following:

'Amend the bill in section 6 in §1555-B by striking out all of subsection 5-A (page 2, lines 28 to 34 in L.D.) and inserting the following:

**'5-A. Purchase of tobacco products by persons who have not attained 21 years of age prohibited.** Except as provided in subsection 5-B, a person ~~under 18~~ who has not attained 21 years of age may not:

- A. ~~Purchase, possess or use cigarettes, cigarette papers or any attempt to purchase a tobacco product;~~
- B. ~~Violate paragraph A after having previously violated this subsection; or~~
- C. ~~Violate paragraph A after having previously violated this subsection 2 or more times.~~

**SENATE AMENDMENT**

B.O.F.S

SENATE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to S.P. 391, L.D. 1170

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This subsection does not apply to a person who has attained 18 years of age as of July 1, 2018.'

Amend the amendment by striking out all of the last 2 indented paragraphs (page 2, lines 23 to 28 in amendment) and inserting the following:

'Amend the bill in section 6 in §1555-B in subsection 6 in the 3rd line (page 3, line 10 in L.D.) by striking out the following: "under ~~18~~ 21 years of age" and inserting the following: 'under 18 who have not attained 21 years of age, unless the person has attained 18 years of age as of July 1, 2018'

Amend the bill in section 6 in §1555-B in subsection 10 in the 3rd line (page 4, line 32 in L.D.) by striking out the following: "to a person under ~~18~~ 21 years of age" and inserting the following: 'to a person under 18 years of age in violation of subsection 5-A'

**SUMMARY**

This amendment amends committee amendment "A" to allow persons who were 18 years of age as of July 1, 2018 to purchase tobacco products.

SPONSORED BY: Carl Davis

(Senator DAVIS, SR.)

COUNTY: Piscataquis

**FISCAL NOTE REQUIRED**  
(See attached)

**SENATE AMENDMENT**



# 128th MAINE LEGISLATURE

LD 1170

LR 1204(06)

## An Act To Reduce Youth Access to Tobacco Products

Fiscal Note for Senate Amendment "B" to Committee Amendment "A"

Sponsor: Sen. Davis, Sr. of Piscataquis

Fiscal Note Required: Yes

### Fiscal Note

	FY 2017-18	FY 2018-19	Projections FY 2019-20	Projections FY 2020-21
<b>Net Cost (Savings)</b>				
General Fund	(\$3,587,017)	(\$4,594,128)	(\$4,295,648)	(\$4,020,483)
<b>Revenue</b>				
General Fund	\$3,587,017	\$4,594,128	\$4,295,648	\$4,020,483
Other Special Revenue Funds	\$6,616	\$8,546	\$20,432	\$19,532

### Fiscal Detail and Notes

This amendment adds an exception to raising the legal age to purchase cigarettes and tobacco products from 18 to 21 for individuals who are 18 years old as of July 1, 2018. The incremental impact compared to committee amendment A is to increase General Fund revenue by \$3,587,017 in fiscal year 2017-18 and by \$4,594,128 in fiscal year 2018-19 and to increase Local Government Fund revenue by \$6,616 in fiscal year 2017-18 and by \$8,546 in fiscal year 2018-19.

As amended, the bill would have no revenue loss in fiscal year 2017-18, a loss of General Fund revenue of \$106,075 in fiscal year 2018-19 and a loss of Local Government Fund revenue of \$111 in fiscal year 2018-19.