

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 189

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE COWDERY

Introduced: 4/3/97

Referred: Labor and Commerce, Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to sale of tobacco and tobacco products; and providing for an
2 effective date."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** AS 11.76.100(d) is amended to read:

5 (d) A person who violates this section is guilty of [SELLING OR GIVING
6 TOBACCO TO A MINOR IS] a violation and upon conviction is punishable by a fine
7 of not less than \$300.

8 * **Sec. 2.** AS 11.76.100 is amended by adding a new subsection to read:

9 (g) A person may not sell cigarettes, cigars, tobacco, or a product containing
10 tobacco unless

11 (1) the person also holds a liquor license issued under AS 04.11.090,
12 04.11.110, or 04.11.150 and the sale occurs on the licensed premises, including sale
13 by means of a vending machine under (b) of this section;

14 (2) the sale occurs in a manner that allows only the sales clerk to have

- 1 access to the cigarettes, cigars, tobacco, or product containing tobacco prior to sale;
- 2 (3) the sale is a wholesale transaction and the person selling the
- 3 cigarettes, cigars, tobacco, or products containing tobacco is licensed as a manufacturer
- 4 or distributor under AS 43.50.010; or
- 5 (4) the sale is by vending machine as required under (b) of this section.
- 6 * **Sec. 3.** This Act takes effect July 1, 1997.