
HOUSE BILL 1937

State of Washington

63rd Legislature

2013 Regular Session

By Representatives Ross, Jinkins, Angel, Green, Harris, Cody, Morrell, Hope, Ryu, Schmick, and Moscoso

Read first time 02/19/13. Referred to Committee on Government Accountability & Oversight.

1 AN ACT Relating to prohibiting a person from selling or giving a
2 vapor product designed solely for smoking or ingesting tobacco to a
3 minor; and amending RCW 26.28.080.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 26.28.080 and 1994 sp.s. c 7 s 437 are each amended to
6 read as follows:

7 (1) Every person who sells or gives, or permits to be sold or
8 given, to any person under the age of eighteen years any cigar,
9 cigarette, cigarette paper or wrapper, ((or)) tobacco in any form, or
10 a vapor product is guilty of a gross misdemeanor.

11 (2) It shall be no defense to a prosecution for a violation of this
12 section that the person acted, or was believed by the defendant to act,
13 as agent or representative of another.

14 (3) For the purposes of this section, "vapor product" means a
15 noncombustible tobacco-derived product containing nicotine that employs
16 a mechanical heating element, battery, or circuit, regardless of shape
17 or size, that can be used to heat a liquid nicotine solution contained
18 in cartridges. Vapor product does not include any product that is

1 regulated by the United States food and drug administration under
2 chapter V of the federal food, drug, and cosmetic act.

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