**5365-S AMS LIIA S1933.1 - NOT FOR FLOOR USE**

**SSB 5365** - S AMD **81**

By Senator Liias

**ADOPTED 02/28/2023**

On page 2, after line 15, insert the following:

**"Sec.**  RCW 70.155.080 and 2002 c 175 s 47 are each amended to read as follows:

(1) A person under the age of eighteen who purchases or attempts to purchase, possesses, or obtains or attempts to obtain cigarettes or tobacco products commits a class 3 civil infraction under chapter 7.80 RCW and is subject to ((~~a fine as set out in chapter 7.80 RCW or~~)) participation in up to four hours of community ((~~restitution, or both. The court may also require participation in~~)) service and referral to a smoking cessation program at no cost. This provision does not apply if a person under the age of eighteen, with parental authorization, is participating in a controlled purchase as part of a liquor ((~~control~~)) and cannabis board, law enforcement, or local health department activity.

(2) Municipal and district courts within the state have jurisdiction for enforcement of this section.

(3) Any officers issuing citations under this section must collect demographic data, which must be provided to the liquor and cannabis board. The liquor and cannabis board must compile this information into a statewide report and provide the report annually to the legislature.

**Sec.**  RCW 70.345.140 and 2016 sp.s. c 38 s 14 are each amended to read as follows:

(1) A person under the age of eighteen who purchases or attempts to purchase, possesses, or obtains or attempts to obtain vapor products commits a class 3 civil infraction under chapter 7.80 RCW and is subject to ((~~a fine as set out in chapter 7.80 RCW or~~)) participation in up to four hours of community ((~~restitution, or both. The court may also require participation in~~)) service and referral to a smoking cessation program at no cost. This provision does not apply if a person under the age of eighteen, with parental authorization, is participating in a controlled purchase as part of a board, law enforcement, or local health department activity.

(2) Municipal and district courts within the state have jurisdiction for enforcement of this section.

(3) Any officers issuing citations under this section must collect demographic data, which must be provided to the liquor and cannabis board. The liquor and cannabis board must compile this information into a statewide report and provide the report annually to the legislature."

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 8, after line 17, strike all of section 7

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**ADOPTED 02/28/2023**

On page 1, line 2 of the title, after "RCW" insert "70.155.080, 70.345.140,"

On page 1, line 3 of the title, after "70.155.120;" insert "and"

On page 1, line 4 of the title, after "sections" strike all material through "70.345.140"

EFFECT: Removes the repeal of the sanctions and fines for purchasing, possessing cigarette, tobacco, or vapor products by persons under 18 and modifies the provisions to limit the sanctions to four hours of community service and referral to a smoking cessation program at no cost.