

SB 5597 - H COMM AMD
By Committee on Health Care

1 Strike everything after the enacting clause and insert the
2 following:

3 "**Sec. 1.** RCW 70.155.010 and 1993 c 507 s 2 are each amended to
4 read as follows:

5 The definitions set forth in RCW 82.24.010 shall apply to RCW
6 70.155.020 through 70.155.130. In addition, for the purposes of
7 this chapter, unless otherwise required by the context:

8 (1) "Board" means the Washington state liquor control board.

9 (2) "Minor" refers to an individual who is less than eighteen
10 years old.

11 (3) (~~("Public place" means a public street, sidewalk, or park,~~
12 ~~or any area open to the public in a publicly owned and operated~~
13 ~~building.~~

14 ~~(4))~~) "Sample" means a tobacco product distributed to members
15 of the general public at no cost or at nominal cost for product
16 promotion purposes.

17 ~~((+5))~~) (4) "Sampler" means a person engaged in the business of
18 sampling other than a retailer.

19 ~~((+6))~~) (5) "Sampling" means the distribution of samples to
20 members of the ~~((general))~~ public ~~((in a public place))~~.

21 ~~((+7))~~) (6) "Tobacco product" means a product that contains
22 tobacco and is intended for human consumption.

23 (7) "Twenty-one and over location" means a permanent building
24 that:

25 (a) Sells any type of liquor as defined in chapter 66.04 RCW;

26 (b) Is classified as off-limits to persons under twenty-one
27 years of age under chapter 66.24 RCW; and

28 (c) Is located over one thousand feet from an outdoor venue.

1 **Sec. 2.** RCW 70.155.060 and 1993 c 507 s 7 are each amended to
2 read as follows:

3 ~~((1))~~ No person may distribute or offer to distribute samples
4 in ~~((a public place. This prohibition does not apply to sampling~~
5 ~~(a) in an area to which persons under the age of eighteen are~~
6 ~~denied admission, (b) in or at a store or concession to which a~~
7 ~~retailer's license has been issued, or (c) at or adjacent to a~~
8 ~~production, repair, or outdoor construction site or facility.~~

9 ~~(2) Notwithstanding subsection (1) of this section, no person~~
10 ~~may distribute or offer to distribute samples in or on a public~~
11 ~~street, sidewalk, or park that is within five hundred feet of a~~
12 ~~playground, school, or other facility when that facility is being~~
13 ~~used primarily by persons under the age of eighteen for~~
14 ~~recreational, educational, or other purposes)) any place other than~~
15 ~~a twenty-one and over location."~~

16 Correct the title.

EFFECT: Limits tobacco sampling to twenty-one and over locations.