

SSB 5365 - S AMD 81
By Senator Liias

ADOPTED 02/28/2023

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

2 **"Sec. 2.** RCW 70.155.080 and 2002 c 175 s 47 are each amended to
3 read as follows:

4 (1) A person under the age of eighteen who purchases or attempts
5 to purchase, possesses, or obtains or attempts to obtain cigarettes
6 or tobacco products commits a class 3 civil infraction under chapter
7 7.80 RCW and is subject to ~~((a fine as set out in chapter 7.80 RCW~~
8 ~~or))~~ participation in up to four hours of community ~~((restitution, or~~
9 ~~both. The court may also require participation in))~~ service and
10 referral to a smoking cessation program at no cost. This provision
11 does not apply if a person under the age of eighteen, with parental
12 authorization, is participating in a controlled purchase as part of a
13 liquor ~~((control))~~ and cannabis board, law enforcement, or local
14 health department activity.

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

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

22 **Sec. 3.** RCW 70.345.140 and 2016 sp.s. c 38 s 14 are each amended
23 to read as follows:

24 (1) A person under the age of eighteen who purchases or attempts
25 to purchase, possesses, or obtains or attempts to obtain vapor
26 products commits a class 3 civil infraction under chapter 7.80 RCW
27 and is subject to ~~((a fine as set out in chapter 7.80 RCW or))~~
28 participation in up to four hours of community ~~((restitution, or~~
29 ~~both. The court may also require participation in))~~ service and
30 referral to a smoking cessation program at no cost. This provision
31 does not apply if a person under the age of eighteen, with parental

1 authorization, is participating in a controlled purchase as part of a
2 board, law enforcement, or local health department activity.

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

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

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

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

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13 On page 1, line 2 of the title, after "RCW" insert "70.155.080,
14 70.345.140,"

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

16 On page 1, line 4 of the title, after "sections" strike all
17 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.

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