* * * Tobacco * * *

Sec. 4. 7 V.S.A. § 1001 is amended to read:

§ 1001. DEFINITIONS

As used in this chapter:

(1) ~~"Board"~~ "Commissioner" means the ~~Liquor Control Board~~ Commissioner of Public Safety.

(2) ~~"Commissioner"~~ "Department" means the ~~Commissioner of the Department of Liquor Control~~ Department of Public Safety.

* * *

Sec. 5. 7 V.S.A. § 1002 is amended to read:

§ 1002. LICENSE REQUIRED; APPLICATION; FEE; ISSUANCE

(a) ~~No~~ A person shall not engage in the retail sale of tobacco products, tobacco substitutes, or tobacco paraphernalia or provide a vending machine for their sale in his or her place of business without a tobacco license obtained from the Department ~~of Liquor Control~~. Tobacco licenses shall expire midnight, April 30, of each year.

(b)(1) The ~~Board~~ Department shall prepare and issue tobacco license forms and applications. These shall be incorporated into the liquor license forms and applications prepared and issued under this title. The licenses issued under this section shall be entitled "LIQUOR LICENSE," "LIQUOR-TOBACCO LICENSE" or "TOBACCO LICENSE," as applicable.

(2) The ~~Board~~ Department shall also provide simple instructions for licensees designed to assist them in complying with the provisions of this chapter.

* * *

(d) A person applying simultaneously for a tobacco license and a liquor license shall apply to the legislative body of the municipality and shall pay to the Department only the fee required to obtain the liquor license. A person applying for a tobacco license shall submit a fee of $100.00 to the legislative body of the municipality for each tobacco license or renewal. The municipal clerk shall forward the application to the Department, and the Department shall issue the tobacco license. The tobacco license fee shall be forwarded to the Commissioner for deposit in the Liquor Control Enterprise Fund.

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Sec. 6. 7 V.S.A. § 1002a is amended to read:

§ 1002a. LICENSEE EDUCATION

* * *

(b) The holder of a tobacco license that does not also hold a liquor license issued pursuant to this title for the same premises shall:

* * *

(2)(A) Ensure that every employee involved in the sale of tobacco products completes a training program approved by the ~~department of liquor control~~ Department before the employee begins selling or providing tobacco products, and at least once every 24 months thereafter.

(B) A licensee may comply with this subdivision by conducting its own training program on its premises using information and materials furnished by the ~~department of liquor control~~ Department.

(3) A licensee who fails to comply with the requirements of this subsection shall be subject to suspension of the tobacco license for no less than one day.

Sec. 7. 7 V.S.A. § 1006 is amended to read:

§ 1006. POSTING OF SIGNS

(a)(1) A person licensed under this chapter shall post in a conspicuous place on the premises identified in the tobacco license a warning sign stating that the sale of tobacco products, tobacco substitutes, and tobacco paraphernalia to minors is prohibited.

(2) The ~~Board~~ Department shall prepare the sign and make it available with the license forms issued under this chapter. The sign may include information about the health effects of tobacco and tobacco cessation services.

(3) The ~~Board~~ Department, in consultation with a representative of the licensees when appropriate, is authorized to change the design of the sign as needed to maintain its effectiveness.

* * *

Sec. 8. 7 V.S.A. § 1008 is amended to read:

§ 1008. RULEMAKING

The ~~board~~ Department shall adopt rules for the administration and enforcement of this chapter.

Sec. 9. 7 V.S.A. § 1011 is amended to read:

§ 1011. COMMERCIAL CIGARETTE ROLLING MACHINES

(a) A person shall not possess or use a cigarette rolling machine for commercial purposes.

(b) A person who knowingly violates subsection (a) of this section shall be subject to the following civil penalties:

* * *

(2) A civil penalty of up to $50,000.00 in any action brought by the Department, the Department of Taxes, ~~the Department of Liquor Control,~~ or the Attorney General.

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