

1 H.173

2 Introduced by Representatives Poirier of Barre City, Christie of Hartford,  
3 Donovan of Burlington, Evans of Essex, Jerman of Essex,  
4 Kitzmiller of Montpelier, Koch of Barre Town, Lenex of  
5 Shelburne, Lippert of Hinesburg, Macaig of Williston, Masland  
6 of Thetford, McCormack of Burlington, McCullough of  
7 Williston, McFaun of Barre Town, Spengler of Colchester, Till  
8 of Jericho, Toleno of Brattleboro, Townsend of Randolph,  
9 Waite-Simpson of Essex, Wilson of Manchester, Winters of  
10 Williamstown, and Yantachka of Charlotte

11 Referred to Committee on

12 Date:

13 Subject: Health; tobacco license; compliance testing

14 Statement of purpose of bill as introduced: This bill proposes to clarify the law  
15 regarding compliance testing of tobacco licensees by the Department of Liquor  
16 Control.

17 An act relating to compliance testing of tobacco licensees

18 It is hereby enacted by the General Assembly of the State of Vermont:

1 Sec. 1. 1997 Acts and Resolves No. 58, Sec. 13 is amended to read:

2 Sec. 13. COMPLIANCE TESTING; TOBACCO SALES TO MINORS

3 (a) The Department of Liquor Control shall conduct or contract for  
4 compliance tests of tobacco licensees as frequently and as comprehensively as  
5 necessary to assure consistent statewide compliance with the prohibition on  
6 sales to minors of at least 90 percent, which means less than ten percent actual  
7 commercial availability, for ~~17-year-old~~ 17-year-old buyers. The Department  
8 shall increase the frequency of compliance testing by at least five percent for  
9 the month following a month in which compliance is less than 90 percent. An  
10 individual under the age of 18 participating in a compliance test shall not be in  
11 violation of 7 V.S.A. § 1005.

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13 Sec. 2. EFFECTIVE DATE

14 This act shall take effect on July 1, 2013.