

SENATE BILL NO. 2125

Introduced by

Senators Thane, Kilzer, Krebsbach

Representatives Jensen, Rose

(At the request of the State Department of Health)

1 A BILL for an Act to amend and reenact section 12.1-31-03 of the North Dakota Century Code,
2 relating to the purchase, possession, and use of tobacco by minors; and to provide a penalty.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 12.1-31-03 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **12.1-31-03. Sale of tobacco to ~~minors~~ and use by ~~minors~~ persons under nineteen**
7 **years of age prohibited.**

- 8 1. It is ~~a class B misdemeanor~~ an infraction for any person to sell or furnish to a ~~minor~~
9 person under nineteen years of age, or procure for a ~~minor~~ person under nineteen
10 years of age, cigarettes, cigarette papers, cigars, snuff, or tobacco in any other
11 form in which it may be utilized for smoking or chewing. As used in this
12 subsection, "sell" includes dispensing from a vending machine under the control of
13 the actor.
- 14 2. It is ~~a class B misdemeanor~~ an infraction for a ~~minor~~ person under nineteen years
15 of age to purchase, possess, smoke, or use cigarettes, cigars, cigarette papers,
16 snuff, or tobacco in any other form in which it may be utilized for smoking or
17 chewing.