

1 AUTOMOBILE OR OTHER PARKED VEHICLE LOCATED WITHIN ONE THOUSAND FEET OF
2 THE REAL PROPERTY BOUNDARY LINE COMPRISING ANY SUCH SCHOOL. FOR THE
3 PURPOSES OF THIS SECTION AN "AREA ACCESSIBLE TO THE PUBLIC" SHALL MEAN
4 SIDEWALKS, STREETS, PARKING LOTS, PARKS, PLAYGROUNDS, STORES AND RESTAU-
5 RANTS.

6 S 1399-BBB. ADVERTISING PROHIBITED NEAR SCHOOLS. NO PERSON ENGAGED IN
7 THE BUSINESS OF MANUFACTURING, SELLING, ADVERTISING, MARKETING OR OTHER-
8 WISE DISTRIBUTING TOBACCO PRODUCTS OR HERBAL CIGARETTES, OR ANY AGENT OR
9 EMPLOYEE OF SUCH PERSON, SHALL ADVERTISE, MARKET OR PROMOTE TOBACCO
10 PRODUCTS OR HERBAL CIGARETTES OR THE PURCHASE OR USE THEREOF UPON SCHOOL
11 GROUNDS.

12 S 1399-CCC. HEARINGS; PENALTIES. 1. HEARINGS WITH RESPECT TO VIOLATION
13 OF THIS ARTICLE SHALL BE CONDUCTED IN THE SAME MANNER AS HEARINGS
14 CONDUCTED UNDER ARTICLE THIRTEEN-E OF THIS CHAPTER.

15 2. IF THE ENFORCEMENT OFFICER DETERMINES AFTER A HEARING THAT A
16 VIOLATION OF THIS ARTICLE HAS OCCURRED, HE OR SHE SHALL IMPOSE A CIVIL
17 PENALTY OF A MINIMUM OF TWO HUNDRED FIFTY DOLLARS, BUT NOT TO EXCEED ONE
18 THOUSAND DOLLARS FOR A FIRST VIOLATION, A MINIMUM OF FIVE HUNDRED
19 DOLLARS, BUT NOT TO EXCEED TWO THOUSAND DOLLARS FOR A SECOND VIOLATION,
20 AND A MINIMUM OF ONE THOUSAND DOLLARS FOR EACH SUBSEQUENT VIOLATION.

21 S 2. This act shall take effect on the first of September next
22 succeeding the date on which it shall have become a law.