STATE OF NEW YORK

7882

IN SENATE

January 3, 2024

Introduced by Sen. MARTINEZ -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to prohibiting the sale of vape products that resemble school supplies

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 1399-cc of the public health law is amended by adding a new subdivision 8 to read as follows:

8. Any person operating a place of business wherein tobacco products, herbal cigarettes, liquid nicotine, shisha, electronic cigarettes, rolling papers or smoking paraphernalia are sold or offered for sale is prohibited from selling, distributing, permitting the sale, offering for sale or displaying for sale any such product that resembles or is designed to resemble school supplies, toys, or any other product packaging tailored or advertised in any way to appeal to or target minors or the youth population. Such product packaging shall include, but not be limited to any picture, logo, symbol, motto, selling message, or color or pattern of colors.

§ 2. This act shall take effect immediately.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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