

# STATE OF NEW YORK

195

2025-2026 Regular Sessions

## IN SENATE

(Prefiled)

January 8, 2025

Introduced by Sens. MARTINEZ, ADDABBO, BORRELLO, COMRIE, FERNANDEZ, MATTERA, MURRAY, PALUMBO, RHOADS -- 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:

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

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

13 § 2. This act shall take effect immediately.

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

LBD00880-01-5