BILL NO. <u>30-0268</u>

Thirtieth Legislature of the Virgin Islands

October 21, 2013

An Act amending title 27, chapter 9, subchapter 1, section 305b of the Virgin Islands Code by prohibiting the sale of electronic cigarettes and alternative nicotine products to minors

PROPOSED BY: Senators Sammuel Sanes, Diane Capehart and Kenneth L. Gittens

1 *Be it enacted by the Legislature of the Virgin Islands:*

2 **SECTION 1.** Title 27, chapter 9, subchapter 1, section 305b of the Virgin Islands Code is

3 amended as follows:

4 (a) In subsection (b) by inserting after the words "tobacco products" the words ", electronic

5 cigarettes or alternative nicotine products".

6 (b) By inserting a new subsection (a) and redesignating the existing subsections accordingly.

7 The new subsection (a) reads as follows:

8 "(a) *Definitions*.

9 (1) 'Electronic cigarette' means a battery-operated device that contains cartridges filled

10 with a combination of nicotine, flavor and chemicals that are turned into a vapor which is inhaled

11 by the user.

(2) 'Alternative nicotine product' means a product or device not consisting of or containing tobacco that provides nicotine for ingestion into the body, whether by chewing, smoking, absorbing, dissolving, inhaling, snorting, sniffing, or by any other means. This does not include any product approved by the United States Food and Drug Administration as a non-tobacco product for sale as a tobacco cessation product, as a tobacco dependence product, or for other medical purposes, as long as the product is marketed and sold solely for that approved purpose."

BILL SUMMARY

This bill amends title 27, chapter 9, subchapter 1, section 305b of the Virgin Islands Code by prohibiting the sale of electronic cigarettes and alternative nicotine products to minors.

BR13-1000/October 2, 2013/EEM/Reviewed by MMH