

HOUSE BILL NO. HB0247

Minors possessing tobacco.

Sponsored by: Representative(s) Harshman, Hinckley, Watt
and White and Senator(s) Barrasso and Vasey

A BILL

for

1 AN ACT relating to crimes and offenses; modifying penalties
2 for minors possessing tobacco; modifying penalties for
3 minors purchasing tobacco; and providing for an effective
4 date.

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6 *Be It Enacted by the Legislature of the State of Wyoming:*

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8 **Section 1.** W.S. 14-3-304(b) (intro), (i), (ii) and (c)
9 and 14-3-305(b) (intro), (i), (ii) and (d) are amended to
10 read:

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12 **14-3-304. Purchase by minors prohibited.**

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14 (b) Any person violating subsection (a) of this
15 section is guilty of a misdemeanor punishable by a fine of :
16 ~~not more than:~~

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(i) ~~Fifty dollars (\$50.00)~~ Two hundred and fifty dollars (\$250.00) for a first violation committed within a twenty-four (24) month period;

(ii) ~~Two hundred fifty dollars (\$250.00)~~ Five hundred dollars (\$500.00) for a second violation committed within a twenty-four (24) month period;

(c) In lieu of the fine under ~~subsection~~ paragraph (b) (i) of this section, the court may allow the defendant to perform community service ~~or~~ and attend a tobacco cessation program and be granted credit against his fine and court costs at the rate of five dollars (\$5.00) for each hour of work performed or each hour of tobacco cessation program attended.

14-3-305. Possession or use by minors prohibited.

(b) Any person violating subsection (a) of this section is guilty of a misdemeanor punishable by a fine of: : ~~not more than:~~

1 (i) ~~Fifty dollars (\$50.00)~~ Two hundred and fifty
2 dollars (\$250.00) for a first violation committed within a
3 twenty-four (24) month period;

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5 (ii) ~~Two hundred fifty dollars (\$250.00)~~ Five
6 hundred dollars (\$500.00) for a second violation committed
7 within a twenty-four (24) month period;

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9 (d) In lieu of the fine under ~~subsection~~ paragraph
10 (b) (i) of this section, the court may allow the defendant
11 to perform community service ~~or~~ and attend a tobacco
12 cessation program and be granted credit against his fine
13 and court costs at the rate of five dollars (\$5.00) for
14 each hour of work performed or each hour of tobacco
15 cessation program attended.

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17 **Section 2.** This act is effective July 1, 2005.

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(END)