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HOUSE BILL 1386

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State of Washington

53rd Legislature

1993 Regular Session

By Representatives Chandler, Hansen, Van Luven, Mielke, Valle, Ludwig, Padden, Foreman, Shin, Brough, Campbell, Edmondson, Springer, Flemming and Tate

Read first time 01/27/93. Referred to Committee on Judiciary.

1 AN ACT Relating to tobacco products; adding new sections to chapter  
2 26.28 RCW; and prescribing penalties.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** It is unlawful for a person under the age of  
5 eighteen to purchase a tobacco product. After January 1, 1994, a  
6 person under eighteen years of age who purchases or attempts to  
7 purchase a tobacco product is guilty of a misdemeanor under RCW  
8 9A.20.021.

9 NEW SECTION. **Sec. 2.** (1) It is unlawful for a person under the  
10 age of eighteen to possess or use a tobacco product. It is a class 4  
11 civil infraction under chapter 7.80 RCW for a person under eighteen  
12 years of age to possess or use a tobacco product.

13 (2) A law enforcement officer may confiscate tobacco products found  
14 in the possession of a person under eighteen years of age and issue a  
15 warning. After January 1, 1994, a law enforcement officer may  
16 confiscate products found in the possession of a person under eighteen  
17 years of age and issue a notice of infraction. Tobacco products  
18 confiscated under this section shall be destroyed by the law

1 enforcement agency involved in the confiscation. For purposes of this  
2 section, "law enforcement officer" means city, county, or state law  
3 enforcement personnel.

4 NEW SECTION. **Sec. 3.** Sections 1 and 2 of this act are each added  
5 to chapter 26.28 RCW.

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