

## HOUSE AMENDMENT 4 TO hb1610.

deleting line 5 on page 1 and substituting therefor the following:

"By: Representatives Dietz and Hausam"

and

by deleting Section 5 in its entirety and substituting therefor the following:

"SECTION 5. (a) It is unlawful for a person under eighteen (18) years of age to purchase, possess or use any cigarettes or other tobacco products. Persons under eighteen (18) years of age may be enlisted by sheriffs or chiefs of police, the Arkansas Department of Health, or a state agency working with the Food and Drug Administration to test compliance with Arkansas Code 5-27-227 and this act; provided, however, that such persons may be used to test compliance with Arkansas Code 5-27-227 and this act only if the testing is conducted under the direct supervision of sheriffs or chiefs of police or the Arkansas Department of Health or a state agency working with the Food and Drug Administration for the purposes of monitoring illegal sales of tobacco to minors, and written parental consent has been provided after the consenting parent has received from the sheriff or chief of police or Health Department or state agency working with the Food and Drug Administration written information about the duties which such persons under eighteen (18) years of age will be asked to perform and the methods and procedures to be employed in carrying out such duties.

(b) Any person who violates the provisions of this section is guilty of a misdemeanor and punishable by a fine of not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100.00)."