

# SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION

FLOOR AMENDMENT

No. 1

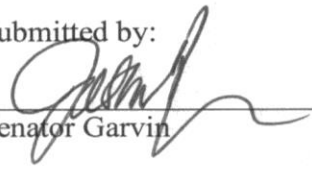
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COMMITTEE AMENDMENT


(Date)

I move to amend Senate Bill No. 215 by substituting the attached floor substitute (Request #2014) for the title, enacting clause and entire body of the measure.

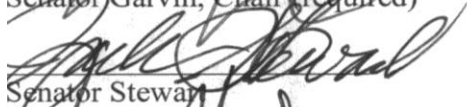
Submitted by:

  
\_\_\_\_\_  
Senator Garvin

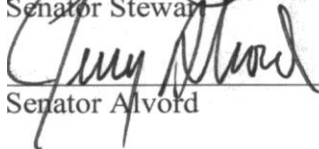
I hereby grant permission for the floor substitute to be adopted.


  
\_\_\_\_\_  
Senator Garvin, Chair (required)

\_\_\_\_\_  
Senator Murdock

  
\_\_\_\_\_  
Senator Stewart

\_\_\_\_\_  
Senator Rogers

  
\_\_\_\_\_  
Senator Alvord

  
\_\_\_\_\_  
Senator Serfried

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Senator Bergstrom

  
\_\_\_\_\_  
Senator Weaver

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Senator Floyd

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Senator Young

  
\_\_\_\_\_  
Senator Hamilton

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Senator Treat, President Pro Tempore

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Senator McCortney, Majority Floor Leader

Note: General Government committee majority requires six (6) members' signatures.

Garvin-DC-FS-SB215

3/22/2023 8:53 AM

(Floor Amendments Only)

Date and Time Filed: 3-22-23

9:40 am *gd*

Untimely

Amendment Cycle Extended

Secondary Amendment

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 FLOOR SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 215

By: Garvin of the Senate

and

Roe of the House

6  
7  
8  
9 FLOOR SUBSTITUTE

10 An Act relating to the Oklahoma Juvenile Code;  
11 amending 10A O.S. 2021, Section 2-8-224, as amended  
12 by Section 1, Chapter 261, O.S.L. 2022 (10A O.S.  
13 Supp. 2022, Section 2-8-224), which relates to  
14 purchase, receipt, or possession of tobacco or vapor  
15 products by those under 21; modifying requirements  
16 for completion of education or tobacco use cessation  
17 program; authorizing imposition of specified fines  
18 under certain condition; granting certain powers and  
19 jurisdiction to court; allowing certain contracts and  
20 enforcement; authorizing enactment of certain  
21 municipal ordinances; and providing an effective  
22 date.

23 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

24 SECTION 1. AMENDATORY 10A O.S. 2021, Section 2-8-224, as  
amended by Section 1, Chapter 261, O.S.L. 2022 (10A O.S. Supp. 2022,  
Section 2-8-224), is amended to read as follows:

Section 2-8-224. A. It is unlawful for a person who is under  
twenty-one (21) years of age to purchase, receive, or have in his or

1 her possession a tobacco product, nicotine product or vapor product,  
2 or to present or offer to any person any purported proof of age  
3 which is false or fraudulent, for the purpose of purchasing or  
4 receiving any tobacco product, nicotine product or vapor product.

5 It shall not be unlawful for an employee under twenty-one (21) years  
6 of age to handle tobacco products, nicotine products or vapor  
7 products when required in the performance of the employee's duties.

8 B. When a person violates subsection A of this section, ~~the~~  
9 ~~Alcoholic Beverage Laws Enforcement (ABLE) Commission shall require~~  
10 ~~the violator to~~ shall complete an education or tobacco use cessation  
11 program approved by the ~~State Department of Health~~ court. If the  
12 violator fails to complete the tobacco use cessation program ordered  
13 by the court, a fine may be imposed that shall not exceed Fifty  
14 Dollars (\$50.00) for a first offense or One Hundred Dollars  
15 (\$100.00) for subsequent offenses. The violator may also be  
16 required to complete a community service program or other  
17 appropriate programs or services as ordered by the court. The court  
18 shall have jurisdiction over the violator for twelve (12) months  
19 following sentencing to ensure all programs and orders of the court  
20 are followed.

21 C. ~~The ABLE Commission~~ Alcoholic Beverage Laws Enforcement  
22 (ABLE) Commission shall establish rules to provide for notification  
23 to a parent or guardian of any minor cited for a violation of this  
24 section, and may provide administrative enforcement of the

1 provisions of this section. A political subdivision may contract  
2 with the ABLE Commission to provide for the enforcement of this  
3 section.

4 D. Cities and towns may enact ordinances prohibiting and  
5 penalizing conduct in violation of subsection A of this section.

6 E. For the purposes of this section, the term "vapor products"  
7 shall have the same meaning as provided in the Prevention of Youth  
8 Access to Tobacco Act.

9 SECTION 2. This act shall become effective November 1, 2023.

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11 59-1-2014 DC 3/23/2023 12:17:29 AM

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