

1 AN ACT relating to regulated products.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 438.310 is amended to read as follows:

- 4 (1) No person shall sell or cause to be sold any tobacco product, alternative nicotine
5 product, or vapor product at retail to any person under the age of twenty-one (21),
6 or solicit any person under the age of twenty-one (21) to purchase any tobacco
7 product, alternative nicotine product, or vapor product at retail.
- 8 (2) Any person who sells tobacco products, alternative nicotine products, or vapor
9 products at retail shall cause to be posted in a conspicuous place in his or her
10 establishment a notice stating that it is illegal to sell tobacco products, alternative
11 nicotine products, or vapor products to persons under age twenty-one (21).
- 12 (3) Any person selling tobacco products, alternative nicotine products, or vapor
13 products shall require proof of age from a prospective buyer or recipient if ***he or***
14 ***she***~~[the person]~~ has reason to believe that the prospective buyer or recipient is under
15 the age of twenty-one (21).
- 16 (4) A person who violates subsection (1) or (2) of this section shall be subject to a fine
17 of not less than one hundred dollars (\$100) nor more than five hundred dollars
18 (\$500) for a first violation and a fine of not less than five hundred dollars (\$500)
19 nor more than one thousand dollars (\$1,000) for any subsequent violation. The fine
20 shall be administered by the Department of Alcoholic Beverage Control using a
21 civil enforcement procedure.