

**Effective 7/1/2015**

**59-14-802 Definitions.**

As used in this part:

- (1) "Cigarette" means the same as that term is defined in Section 59-14-102.
- (2)
  - (a) "Electronic cigarette" means:
    - (i) an electronic device used to deliver or capable of delivering vapor containing nicotine to an individual's respiratory system;
    - (ii) a component of the device described in Subsection (2)(a)(i); or
    - (iii) an accessory sold in the same package as the device described in Subsection (2)(a)(i).
  - (b) "Electronic cigarette" includes an e-cigarette as defined in Section 26-38-2.
- (3) "Electronic cigarette product" means an electronic cigarette or an electronic cigarette substance.
- (4) "Electronic cigarette substance" means any substance, including liquid containing nicotine, used or intended for use in an electronic cigarette.
- (5) "Enforcing agency" means the Department of Health, a county health department, or a local health department, when enforcing:
  - (a) Title 26, Chapter 42, Civil Penalties for Tobacco Sales to Underage Persons; or
  - (b) Title 26, Chapter 57, Electronic Cigarette Regulation Act.
- (6) "Licensee" means a person that holds a valid license to sell electronic cigarette products.
- (7) "License to sell an electronic cigarette product" means a license issued by the commission under Subsection 59-14-803(3).

Enacted by Chapter 132, 2015 General Session