



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
P.O. BOX 145030 • SALT LAKE CITY, UTAH 84114-5030 • (801) 538-1029

February 25, 2020

Mr. Speaker,

The Business and Labor Committee recommends H.B. 23, TOBACCO RETAILER AMENDMENTS, by Representative J. Hawkins, be replaced and reports a favorable recommendation on **2nd Sub. H.B. 23**, TOBACCO AND ELECTRONIC CIGARETTE AMENDMENTS with the following amendments:

1. *Page 5, Line 145 through Page 6, Line 155:*

- 145 (b) A municipality may suspend or revoke a retail tobacco specialty business license
146 issued under this section:
147 (i) if a licensee engages in a pattern of unlawful activity under Title 76, Chapter 10,
148 Part 16, Pattern of Unlawful Activity Act;
149 (ii) if a licensee violates [~~the regulations~~] federal law {~~and~~} or
regulations restricting the
150 sale and distribution of [~~cigarettes and smokeless tobacco~~] tobacco products to protect
children
151 and adolescents {~~issued by the United States Food and Drug Administration, 21~~
~~C.F.R. Part~~
152 ~~1140~~} ;
153 (iii) upon the recommendation of the department or a local health department under
154 Title 26, Chapter 62, Tobacco Retail Permit; or
155 (iv) under any other provision of state law or local ordinance.

2. *Page 10, Lines 282 through 292:*

- 282 (b) A county may suspend or revoke a retail tobacco specialty business license
issued
283 under this section:
284 (i) if a licensee engages in a pattern of unlawful activity under Title 76, Chapter 10,

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285 Part 16, Pattern of Unlawful Activity Act;
286 (ii) if a licensee violates [~~the regulations~~] federal law {~~and~~} or
regulations restricting the
287 sale and distribution of [~~cigarettes and smokeless tobacco~~] tobacco products to protect
children
288 and adolescents {~~issued by the United States Food and Drug Administration, 21~~
~~C.F.R. Part~~
289 ~~H40~~} ;
290 (iii) upon the recommendation of the department or a local health department under
291 Title 26, Chapter 62, Tobacco Retail Permit; or
292 (iv) under any other provision of state law or local ordinance.

Respectfully,

James A. Dunnigan
Chair

Voting: 11-0-4

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