
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1026 Session of
2013

INTRODUCED BY V. BROWN, FREEMAN, CLAY, BISHOP, FRANKEL,
GINGRICH, COHEN, SIMS, DELISSIO, NEILSON, WATERS, SWANGER,
STURLA, CRUZ AND FARINA, MARCH 19, 2013

REFERRED TO COMMITTEE ON JUDICIARY, MARCH 19, 2013

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, further providing for the sale of
3 tobacco.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 6305(a) of Title 18 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 6305. Sale of tobacco.

9 (a) Offense defined.--Except as set forth in subsection (f),
10 a person is guilty of a [summary offense] misdemeanor of the
11 third degree if the person:

12 (1) sells a tobacco product to any minor;

13 (2) furnishes, by purchase, gift or other means, a
14 tobacco product to a minor;

15 (4) locates or places a tobacco vending machine
16 containing a tobacco product in a location accessible to
17 minors;

18 (5) displays or offers a cigarette for sale out of a

1 pack of cigarettes; or

2 (6) displays or offers for sale tobacco products in any
3 manner which enables an individual other than the retailer or
4 an employee of the retailer to physically handle tobacco
5 products prior to purchase unless the tobacco products are
6 located within the line of sight or under the control of a
7 cashier or other employee during business hours, except that
8 this paragraph shall not apply to retail stores which derive
9 75% or more of sales revenues from tobacco products.

10 * * *

11 Section 2. This act shall take effect in 60 days.