

House Bill 256 (AS PASSED HOUSE AND SENATE)

By: Representatives Harbin of the 122<sup>nd</sup>, Willard of the 51<sup>st</sup>, Powell of the 32<sup>nd</sup>, Pruett of the 149<sup>th</sup>, and Abrams of the 89<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 7 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated,  
2 relating to sale or distribution to, or possession by, minors of cigarettes and tobacco related  
3 objects, so as to provide definitions; to provide for the regulation of cigar wraps; to provide  
4 for related matters; to provide an effective date; to repeal conflicting laws; and for other  
5 purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 7 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to sale  
9 or distribution to, or possession by, minors of cigarettes and tobacco related objects, is  
10 amended by revising Code Section 16-12-170, relating to definitions, as follows:

11 "16-12-170.

12 As used in this article, the term:

13 (1) 'Cigar wraps' means individual cigar wrappers, known as wraps, blunt wraps, or roll  
14 your own cigar wraps, that consist in whole or in part of reconstituted tobacco leaf or  
15 flavored tobacco leaf.

16 ~~(1)~~(2) 'Cigarettes' means any type of tobacco or tobacco product.

17 ~~(2)~~(3) 'Community service' means a public service which a minor might appropriately  
18 be required to perform, as determined by the court, as punishment for certain offenses  
19 provided for in this article.

20 ~~(3)~~(4) 'Minor' means any person who is under the age of 18 years.

21 ~~(4)~~(5) 'Person' means any natural person or any firm, partnership, company, corporation,  
22 or other entity.

23 ~~(5)~~(6) 'Proper identification' means any document issued by a governmental agency  
24 containing a description of the person, such person's photograph, or both, and giving such  
25 person's date of birth and includes, without being limited to, a passport, military  
26 identification card, driver's license, or an identification card authorized under Code

27 Sections 40-5-100 through 40-5-104. 'Proper identification' shall not include a birth  
28 certificate.  
29 ~~(6)~~(7) 'Tobacco related objects' means any papers, wrappers, or other products, devices,  
30 or substances, including cigar wraps, which are used for the purpose of making cigarettes  
31 or tobacco in any form whatsoever."

32 **SECTION 2.**

33 This Act shall become effective upon its approval by the Governor or upon its becoming law  
34 without such approval.

35 **SECTION 3.**

36 All laws and parts of laws in conflict with this Act are repealed.