

105TH CONGRESS
1ST SESSION

H. R. 768

To restrict the Food and Drug Administration from penalizing retailers for face-to-face tobacco sales that are in accordance with State law.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 13, 1997

Mr. LAHOOD (for himself, Mr. EHRLICH, and Mr. MARTINEZ) introduced the following bill; which was referred to the Committee on Commerce

A BILL

To restrict the Food and Drug Administration from penalizing retailers for face-to-face tobacco sales that are in accordance with State law.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. IDENTIFICATION AND TOBACCO SALES.**

4 If a State has in effect a law which prohibits the sale
5 of cigarettes and smokeless tobacco products to individuals
6 under age 18 or 19, the Secretary of Health and Human
7 Services may not, through the Food and Drug Administra-
8 tion, take enforcement action against a retailer of ciga-
9 rettes and smokeless tobacco products for the sale in such
10 State of cigarettes or smokeless tobacco products if such

1 a sale is a face-to-face transaction and is conducted in ac-
2 cordance with such State law to an individual who is of
3 legal age.

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