



320222

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/26/2010	.	
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The Committee on Criminal Justice (Siplin) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. Section 569.0073, Florida Statutes, is created to read:

569.0073 Special provisions; smoking pipes and smoking devices.-

(1) It is unlawful for any person to offer for sale at retail any of the items listed in subsection (2) unless such person:

(a) Has a retail tobacco products dealer permit under s.



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13 569.003. The provisions of this chapter apply to any person that
14 offers for retail sale any of the items listed in subsection
15 (2);

16 (b) Derives at least 75 percent of its annual gross
17 revenues from the retail sale of cigarettes, cigars, and other
18 tobacco products; or

19 (c) Derives no more than 25 percent of its annual gross
20 revenues from the retail sale of the items listed in subsection
21 (2).

22 (2) The following smoking pipes and smoking devices are
23 subject to the provisions of this section:

24 (a) Metal, wooden, acrylic, glass, stone, plastic, or
25 ceramic smoking pipes, with or without screens, permanent
26 screens, or punctured metal bowls.

27 (b) Water pipes.

28 (c) Carburetion tubes and devices.

29 (d) Chamber pipes.

30 (e) Carburetor pipes.

31 (f) Electric pipes.

32 (g) Air-driven pipes.

33 (h) Chillums.

34 (i) Bongs.

35 (j) Ice pipes or chillers.

36 (3) Any person who violates this section commits a
37 misdemeanor of the first degree, punishable as provided in s.
38 775.082 or s. 775.083.

39 Section 2. This act shall take effect July 1, 2010.

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41 ===== T I T L E A M E N D M E N T =====



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42 And the title is amended as follows:

43 Delete everything before the enacting clause
44 and insert:

45 A bill to be entitled

46 An act relating to retail sales of smoking pipes and
47 smoking devices; creating s. 569.0073, F.S.;
48 prohibiting retail sales of certain smoking pipes and
49 smoking devices under certain circumstances;
50 specifying criteria for the lawful sales of such
51 items; providing a criminal penalty for unlawful sales
52 of such items; providing an effective date.