

ASSEMBLY BILL

No. 842

Introduced by Assembly Member Hall

February 17, 2011

An act to amend Section 22954 of the Business and Professions Code, relating to tobacco.

LEGISLATIVE COUNSEL'S DIGEST

AB 842, as introduced, Hall. Tobacco.

Existing law, the Stop Tobacco Access to Kids Enforcement Act (STAKE Act), establishes various requirements for retailers relating to tobacco sales to minors.

This bill would make a technical, nonsubstantive change to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 22954 of the Business and Professions
2 Code is amended to read:
3 22954. Any cigarette or tobacco products distributor or
4 wholesaler as defined in Sections 30011 and 30016 of the Revenue
5 and Taxation Code, and licensed under Article 1 (commencing
6 with Section 30140) of Chapter 3 of Part 13 of Division 2 of the
7 Revenue and Taxation Code or Article 3 (commencing with Section
8 30155) of Chapter 3 of Part 13 of Division 2 of the Revenue and
9 Taxation Code, and any cigarette vending machine operator granted
10 a seller's permit under the Sales and Use Tax Law (Part 1

1 (commencing with Section 6001) of Division 2 of the Revenue
2 and Taxation Code), shall annually provide to the State Department
3 of ~~Public Health Services~~, the names and addresses of those
4 persons to whom they provide tobacco products, including, but
5 not limited to, dealers as defined in Section 30012 of the Revenue
6 and Taxation Code, for the purpose of identifying retailers of
7 tobacco to ensure compliance with this division.

8 Cigarette vending machine operators granted a seller's permit
9 under the Sales and Use Tax Law (Part 1 (commencing with
10 Section 6001) of Division 2 of the Revenue and Taxation Code),
11 shall annually provide to the department their name and the address
12 of each location where cigarette vending machines are placed, in
13 order to ensure compliance with this division.

14 The data provided, pursuant to this section, shall be deemed
15 confidential official information by the department and shall be
16 exempt from disclosure under the California Public Records Act
17 (Chapter 3.5 (commencing with Section 6250) of Division 7 of
18 Title 1 of the Government Code).