

COMMITTEE ON COMMERCE

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2490

(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Title 44, chapter 9, Arizona Revised Statutes, is amended
3 by adding article 23, to read:

4 ARTICLE 23. RETAIL FOOD ESTABLISHMENTS

5 44-1379. Consumer incentive item regulation; state preemption;
6 definition

7 A. THE REGULATION AND USE OF CONSUMER INCENTIVE ITEMS FROM RETAIL FOOD
8 ESTABLISHMENTS ARE OF STATEWIDE CONCERN. THE REGULATION OF CONSUMER
9 INCENTIVE ITEMS PURSUANT TO THIS ARTICLE AND THEIR USE, INCLUDING THEIR USE
10 IN RETAIL FOOD ESTABLISHMENT MARKETING, ARE NOT SUBJECT TO FURTHER REGULATION
11 BY A COUNTY, CITY, TOWN OR OTHER POLITICAL SUBDIVISION OF THIS STATE.

12 B. FOR THE PURPOSES OF THIS SECTION, "CONSUMER INCENTIVE ITEM" MEANS
13 ANY LICENSED MEDIA CHARACTER, TOY, GAME, TRADING CARD, CONTEST, POINT
14 ACCUMULATION, CLUB MEMBERSHIP, ADMISSION TICKET, TOKEN, CODE OR PASSWORD FOR
15 DIGITAL ACCESS, COUPON, VOUCHER, INCENTIVE, CRAYONS, COLORING PLACEMATS OR
16 OTHER PREMIUM OR PRIZE OR CONSUMER PRODUCT THAT IS ASSOCIATED WITH A MEAL
17 SERVED BY OR ACQUIRED FROM A RESTAURANT, FOOD ESTABLISHMENT OR CONVENIENCE
18 STORE."

19 Amend title to conform

and, as so amended, it do pass

JAVAN D. MESNARD
Vice-Chairman

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