

REFERENCE TITLE: hookah use; minors; prohibition

State of Arizona
House of Representatives
Fiftieth Legislature
Second Regular Session
2012

HB 2034

Introduced by
Representative Yee

AN ACT

AMENDING SECTION 13-3622, ARIZONA REVISED STATUTES; RELATING TO FAMILY OFFENSES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 13-3622, Arizona Revised Statutes, is amended to
3 read:

4 13-3622. Furnishing of tobacco or tobacco instruments or
5 paraphernalia to minor; minor accepting or receiving
6 tobacco or tobacco instruments or paraphernalia;
7 illegally obtaining tobacco or tobacco instruments
8 or paraphernalia by underage person; classification

9 A. A person who knowingly sells, gives or furnishes cigars, cigarettes
10 or cigarette papers ~~or~~, smoking or chewing tobacco ~~OR ANY INSTRUMENT OR~~
11 ~~PARAPHERNALIA THAT IS DESIGNED FOR THE SMOKING OR INGESTION OF TOBACCO,~~
12 ~~INCLUDING A HOOKAH OR WATERPIPE,~~ to a minor, ~~and~~ IS GUILTY OF A PETTY
13 OFFENSE.

14 B. A minor who buys, or has in his possession or knowingly accepts or
15 receives from any person, cigars, cigarettes or cigarette papers ~~or~~, smoking
16 or chewing tobacco of any kind, ~~OR ANY INSTRUMENT OR PARAPHERNALIA THAT IS~~
17 ~~DESIGNED FOR THE SMOKING OR INGESTION OF TOBACCO, INCLUDING A HOOKAH OR~~
18 ~~WATERPIPE,~~ is guilty of a petty offense, AND IF THE OFFENSE INVOLVES ANY
19 INSTRUMENT OR PARAPHERNALIA THAT IS DESIGNED FOR THE SMOKING OR INGESTION OF
20 TOBACCO, SHALL PAY A FINE OF NOT LESS THAN ONE HUNDRED DOLLARS OR PERFORM NOT
21 LESS THAN THIRTY HOURS OF COMMUNITY SUPERVISION.

22 ~~B.~~ C. A person who is under eighteen years of age and who
23 misrepresents the person's age to any person by means of a written instrument
24 of identification with the intent to induce the person to sell, give or
25 furnish cigars, cigarettes or cigarette papers ~~or~~, smoking or chewing tobacco
26 ~~OR ANY INSTRUMENT OR PARAPHERNALIA THAT IS DESIGNED FOR THE SMOKING OR~~
27 ~~INGESTION OF TOBACCO, INCLUDING A HOOKAH OR WATERPIPE,~~ in violation of
28 subsection A ~~OR B OF THIS SECTION~~ is guilty of a petty offense and,
29 notwithstanding section 13-802, shall pay a fine of not more than five
30 hundred dollars.

31 Sec. 2. Department of health services; adoption of hookah
32 lounge rules

33 The department of health services shall adopt rules to protect the
34 health and safety of hookah lounge patrons and employees by December 31,
35 2012.