

SB 105 - AS AMENDED BY THE SENATE

03/19/2015 1061s

2015 SESSION

15-0203  
01/09

SENATE BILL ***105***

AN ACT relative to child-resistant packaging for tobacco products and establishing a committee to study revising the indoor smoking act.

SPONSORS: Sen. Pierce, Dist 5

COMMITTEE: Health and Human Services

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AMENDED ANALYSIS

This bill requires child-resistant packaging of certain products containing nicotine.

This bill also establishes a study committee to study revising the indoor smoking act.

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Explanation: Matter added to current law appears in ***bold italics***.  
Matter removed from current law appears [~~in brackets and struck through~~].  
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

4 Applicability. The provisions of RSA 126-K:20 as inserted by section 3 of this act shall be null, void and of no force and effect, upon the effective date of the final regulation issued by the United States Food and Drug Administration or from any other federal agency, where such regulation mandates child-resistant effectiveness standards for liquid nicotine containers as certified by the

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1 commissioner of the department of health and human services to the secretary of state and the  
2 director of legislative services.

3 5 Committee Established. There is established a committee to study revising the indoor  
4 smoking act.

5 6 Membership and Compensation.

6 I. The members of the committee shall be as follows:

7 (a) Two members of the senate who shall be members of the senate health and human  
8 services committee, appointed by the president of the senate.

9 (b) Three members of the house of representatives who shall be members of the house  
10 health, human services and elderly affairs committee, appointed by the speaker of the house of  
11 representatives.

12 II. Members of the committee shall receive mileage at the legislative rate when attending to  
13 the duties of the committee.

14 7 Duties.

15 I. The committee shall study revising the indoor smoking act including, but not limited to,  
16 adding e-cigarettes to the scope of the indoor smoking act and aligning current state law and  
17 regulations to current scientific and evidence-based research and findings to promote the protection  
18 of New Hampshire's citizens from the deleterious effects of second-hand smoke in places accessible to  
19 the public. The committee shall study any other issue that the committee deems relevant to its  
20 objective.

21 II. The committee shall solicit the advice or testimony of the department of health and  
22 human services, division of public health services and any organization or individual with  
23 information or expertise relevant to its study.

24 8 Chairperson; Quorum. The members of the study committee shall elect a chairperson from  
25 among the members. The first meeting of the committee shall be called by the first-named senate  
26 member. The first meeting of the committee shall be held within 45 days of the effective date of this  
27 section. Three members of the committee shall constitute a quorum.

28 9 Report. The committee shall report its findings and any recommendations for proposed  
29 legislation to the president of the senate, the speaker of the house of representatives, the senate  
30 clerk, the house clerk, the governor, and the state library on or before November 1, 2015.

31 10 Effective Date.

32 I. Sections 1-4 of this act shall take effect January 1, 2016.

33 II. The remainder of this act shall take effect upon its passage.