

Legislative updates regarding tobacco

In accordance with AB 53 a person shall not sell, distribute or offer to sell cigarettes, cigarette paper, any product containing, made or derived from tobacco, any vapor product, any alternative nicotine product or any product containing, made or derived from nicotine to any person under the age of 21 years (NRS 370.521(1)). A person found in violation of the Tobacco 21 law is liable for a civil penalty of \$100 to \$500 and the licensee is liable for a civil penalty of \$2,500 to \$10,000 (NRS 370.521(6),(7)). Please view the "As Enrolled" bill on this [link](#) for the full verbiage of AB53.

NRS 370.521 requires age verification through enhanced controls that utilize a scanning technology or other software-based system be used prior to the sale of cigarettes or other tobacco products to any person under 40 years of age. AB 122 adds that this age-verification provision does not apply to a person selling cigarettes or other tobacco products in a face-to-face transaction that occurs in an area within a casino where loitering by persons who are under 21 years of age is already prohibited (i.e., casino floor, race book, sports pool, restricted gaming rooms, etc.). In these areas, age-verification by scanning technology or other software-based systems is not required. However, should a sale of cigarettes or other tobacco products be made to a person under the age of 21 be made in even these areas, that person and the licensee would be in violation of NRS 370.521(1) and would be subject to civil penalties in accordance with NRS 370.521(6) and NRS 370.521(7). Please view the "As Enrolled" bill on this [link](#) for the full verbiage of AB122.