

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

April 4, 2022

Committee on Finance.

After consideration on the merits, the Committee recommends the following:

HB22-1064 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend the Health and Insurance Committee Report, dated March 16,
2 2022, page 1, strike lines 2 through 19 and substitute ""**add** (1.3), (4.5),
3 (5.3), (9.5), (11.5),".

4 Page 7 of the bill, after line 15 insert:

5 "(1.3) "CIGAR LOUNGE" MEANS AN ESTABLISHMENT THAT:".".

6 Page 2 of the report, strike lines 9 through 11 and substitute
7 "COMEDIANS.".".

8 Page 2 of the report, strike lines 13 through 17 and substitute:

9 ""(5.3) "HOOKAH" MEANS A TYPE OF WATER PIPE:

10 (a) USED TO SMOKE SHISHA TOBACCO PRODUCTS OR OTHER
11 TOBACCO PRODUCTS;

12 (b) THAT HAS A LONG, FLEXIBLE TUBE TO DRAW AEROSOL
13 THROUGH WATER; AND

14 (c) WITH COMPONENTS THAT MAY INCLUDE HEADS, STEMS, BOWLS,
15 AND HOSES.

16 (9.5) "PREMIUM CIGAR" MEANS A CIGAR THAT:".".

17 Page 2 of the report, line 34, strike "INDEX."." and substitute "INDEX.

18 (11.5) "SHISHA TOBACCO PRODUCT" INCLUDES, AND MAY BE
19 REFERRED TO AS, HOOKAH TOBACCO, WATER PIPE TOBACCO, MAASSEL,
20 NARGHILE, OR ARGILEH.".".

21 Page 2 of the report, strike lines 36 and 37 and substitute "**nicotine**

1 **"products - exemptions -".**

2 Page 3 of the report, line 10, strike "PRODUCTS." and substitute
3 "PRODUCTS.

4 (c) (I) THIS SECTION DOES NOT APPLY TO A CIGAR-TOBACCO BAR,
5 AS DEFINED IN SECTION 25-14-203 (4), THAT IS LOCATED WITHIN A
6 LICENSED GAMING ESTABLISHMENT, AS DEFINED IN SECTION 44-30-103
7 (18).

8 (II) A CIGAR-TOBACCO BAR DESCRIBED IN SUBSECTION (1)(c)(I) OF
9 THIS SECTION MAY SELL NO MORE THAN ONE CARTON OF MENTHOL
10 CIGARETTES PER PERSON PER DAY."

11 Page 3 of the report, strike lines 21 through 35 and substitute "A CIGAR
12 LOUNGE OR OTHER RETAIL PREMISES IN EXISTENCE ON THE EFFECTIVE
13 DATE OF THIS SECTION FOR ON-SITE OR OFF-SITE CONSUMPTION.

14 (6) THIS SECTION DOES NOT APPLY TO THE SALE, OFFER FOR SALE,
15 ADVERTISING FOR SALE, DISPLAYING, OR MARKETING OF SHISHA TOBACCO
16 PRODUCTS.".

17 Strike pages 4 through 6 of the report.

18 Page 7 of the report, strike lines 1 through 9.

19 Amend printed bill, page 11, after line 23 insert:

20 "(c) BASED ON THE PROCESS AND CRITERIA THAT THE WORKING
21 GROUP DEVELOPS PURSUANT TO SUBSECTION (2)(b) OF THIS SECTION, THE
22 DIVISION SHALL AWARD GRANT MONEY TO APPLICANTS THAT CAN
23 DEMONSTRATE AN ABILITY TO PROVIDE PRODUCTS THAT ARE FEDERALLY
24 APPROVED FOR USE AS CESSATION PRODUCTS AND TO PROVIDE
25 CULTURALLY SENSITIVE, EVIDENCE-BASED TOBACCO PREVENTION AND
26 CESSATION SUPPORTS AND SERVICES TO YOUTH AND ADULTS IN THE
27 DISPROPORTIONATELY IMPACTED COMMUNITIES DESCRIBED IN SUBSECTION
28 (2)(b)(I) OF THIS SECTION."

29 Reletter succeeding paragraph accordingly.

** ** ** ** **