

HOUSE No. 3482

The Commonwealth of Massachusetts

PRESENTED BY:

Edward F. Coppinger

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act regulating nicotine products.

PETITION OF:

NAME:

Edward F. Coppinger

DISTRICT/ADDRESS:

10th Suffolk

HOUSE No. 3482

By Mr. Coppinger of Boston, a petition (accompanied by bill, House, No. 3482) of Edward F. Coppinger relative to the sale and taxation of certain vaping products. Public Health.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act regulating nicotine products.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 270, Section 6 of the General Laws, as so appearing, is hereby
2 amended by adding the following subsection:

3 (x) No retailer, retail establishment, or other person or entity shall sell or distribute or
4 cause to be sold or distributed or offer for sale any tobacco products as defined in Chapter 270
5 Section 6 containing more than four tenths of a milligram of nicotine per gram of tobacco for all
6 tobacco products in solid form and one percent by volume nicotine for tobacco products in liquid
7 form.

8 SECTION 2. Chapter 64C, Section 7B(a) of the General Laws, as so appearing, is hereby
9 amended by adding the following definition:

10 “Vapor product”, any non-combustible product that employs a heating element, power
11 source, electronic circuit, or other electronic, chemical or mechanical means, that can be used to
12 produce vapor intended for human consumption, including but not limited to, any electronic

13 cigarette, electronic cigar, electronic cigarillo, electronic pipe, electronic hookah, vape pen,
14 vaporizer or similar product or device and any container containing a consumable material that
15 has been manufactured to be used with or in an electronic cigarette, electronic cigar, electronic
16 cigarillo, electronic pipe, electronic hookah, vape pen, vaporizer or similar product or device;
17 provided, however, the term “vapor product” shall not include a tobacco product, as defined in
18 this section, marijuana, as defined in section 1 of chapter 94G.

19 Section 3: Chapter 64C, Section 7B(b) of the General Laws, as so appearing, is hereby
20 amended by striking out, in the first line of the subsection, the words “cigars and smoking
21 tobacco” and inserting in place thereof the following words: “cigars, smoking tobacco, and vapor
22 products”.