

## **8.19 Purchase or Possession of Tobacco Products by Children Prohibited**

### (1) DEFINITION.

- (a) “Child” means a person who is less than 18 years of age.
- (b) “Cigarette” means any rolled tobacco wrapped in paper or any substance other than tobacco.
- (c) “Law Enforcement Officer” means any person employed by the state or any political subdivision of the state, for the purpose of detecting or preventing crime and enforcing laws or ordinances and who is authorized to make arrests for violations of the law or ordinances that the person is employed to enforce. This also includes a person appointed as a conservation warden.
- (d) “Tobacco Products” means cigars; cheroots; stogies; periques; granulated, plug cut, crimp cut, ready—rubbed and other smoking tobacco; snuff; snuff flour; Cavendish; plug and twist tobacco; fine cut and other chewing tobaccos; shorts; refuse scraps, clippings, cuttings and sweepings of tobacco and other kinds and forms of tobacco prepared in such manner as to be suitable for chewing or smoking in a pipe or otherwise, or both for chewing and smoking; but “tobacco products” does not include cigarettes, as defined under s. 139.30(1).

### (2) PROHIBITION AGAINST THE PURCHASE OR POSSESSION OF TOBACCO PRODUCTS BY CHILDREN. No children may do any of the following:

- (a) Buy or attempt to buy any cigarette or tobacco product;
- (b) Falsely represent his or her age for the purpose of receiving any cigarette or tobacco product;
- (c) Possess any cigarette or tobacco product.

### (3) PROHIBITION AGAINST THE PURCHASE AND SUPPLY OF TOBACCO PRODUCTS FOR CHILDREN.

- (a) No person may knowingly permit any person under the age of 18 years of age to purchase tobacco products.
- (b) No person may knowingly supply any person under the age of 18 years of age with tobacco products.

### (4) PENALTIES. Any person who violates this section shall forfeit not more than \$250.00, together with the cost of prosecution and may be ordered to pay restitution and complete community service.