

HOUSE OF REPRESENTATIVES

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2015 REGULAR SESSION
Unofficial Document

Amend printed copy of HB 145

On page 1, line 10, by deleting "and private clubs"; and

On page 1, after line 10 by inserting the following:

"(2) "Cigar bar" means a business, whether or not licensed to serve alcohol, that is open to the public and is designated for the smoking of premium handmade cigars, purchased on the premises or elsewhere;"; and

On page 1, line 11 by deleting "2" and inserting in lieu thereof "3"; and

On page 1, line 14 by deleting "3" and inserting in lieu thereof "4"; and

On page 1, line 17 by deleting "4" and inserting in lieu thereof "5"; and

On page 1, line 18 by deleting "private club," and

On page 1, line 20 by deleting "5" and inserting in lieu thereof "6"; and

On page 2, lines 21 to 22, by deleting "private clubs,"; and

On page 1, line 25 by deleting "6" and inserting in lieu thereof "7"; and

On page 1, line 27 by deleting "7" and inserting in lieu thereof "8"; and

On page 2, line 8 by deleting "8" and inserting in lieu thereof "9"; and

On page 2, line 19 by deleting "9" and inserting in lieu thereof "10"; and

On page 2, line 26 by deleting "10" and inserting in lieu thereof "11"; and

On page 3, line 7 by deleting "and"; and

Amendment No. HFA 10

Sponsor: Russell A. Meyer

Committee Amendment: _____

Signed: _____

Floor Amendment: _____

LRC Drafter: Scott, Jonathan

Adopted: _____

Date: _____

Rejected: _____

Doc. ID: XXXXX

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On page 3, line 8 by deleting "**11**" and inserting in lieu thereof "**12**"; and

On page 3, line 13 by deleting the period and inserting in lieu thereof "**; and**"; and

On page 3, after line 13 by inserting the following:

"(13) "Tobacconist" means a retail establishment that sells or is in the business of blending and selling tobacco products where the majority of the transactions of the establishment include tobacco, tobacco-related products, and accessories."; and

On page 7, line 3 after "**exceeding**" by inserting "**twenty-five dollars (\$25).**"; and

On page 7 line 3 by deleting the colon; and

On page 7 by deleting lines 4 and 5 in their entirety; and

On page 7, line 9 after "**exceeding**" by inserting "**fifty dollars (\$50).**"; and

On page 7, line 9 by deleting the colon; and

On page 7, by deleting lines 10 to 14 in their entirety; and

On page 8, line 11 by deleting the second occurrence of "**or**"; and

On page 8 line 13 by deleting the period and inserting in lieu thereof "**;**"; and

On page 8, after line 13 by inserting the following:

"(7) A private club; or

(8) Cigar bars and tobacconists that meet the following criteria:

(a) Within thirty (30) days of the effective date of this Act and by January 31 of each subsequent year the owner or operator of a cigar bar or tobacconist shall file an affidavit with the Department for Public Health stating that it complies with the requirements of this subsection;

(b) 1. For each calendar year after the first calendar year that the affidavit required under this subsection is filed the cigar bar shall generate ten percent (10%) or more of its total gross annual income from the on-site sale of cigars, accessories, and the rental of on-site humidors.

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2. For each calendar year after the first calendar year that the affidavit required under this subsection is filed the tobacconist shall generate ten percent (10%) or more of its total gross annual income from the on-site sale of tobacco, tobacco-related products, and accessories;
- (c) The cigar bar or tobacconist is located on premises that are physically separated from an adjacent establishment where smoking is prohibited pursuant to Sections 1 to 6 of this Act. As used in this paragraph, "physically separated" means an area that is enclosed on all sides by any combination of solid walls, windows, or doors that extend from the floor to the ceiling;
- (d) The cigar bar or tobacconist has installed on its premises an on-site humidior; and
- (e) 1. The cigar bar prohibits entry to a person under the age of twenty-one (21) during the time that the cigar bar is open for business.
2. The tobacconist prohibits entry to a person under the age of eighteen (18) during the time that the tobacconist is open for business."