

STATE ACTIVITIES DIVISION

April 8, 1985



THE TOBACCO INSTITUTE

TOBACCO PRODUCT
SAMPLING & ADVERTISING BANS

1985 LEGISLATIVE ACTIVITY

Legislation to ban sampling of cigarettes and other tobacco products to the general public has been introduced in six states thus far in 1985. This represents a slight increase over 1984 activity on the issue, when four states considered such measures. No state has yet passed a total ban on tobacco product sampling.

So far this year, four states have considered bills to ban or restrict various forms of tobacco product advertising. This is comparable to 1984 activity, when three states considered similar bills. In two of the states considering such proposals this year, bans would apply to alcoholic beverage advertising as well as to cigarettes and other tobacco products.

Sampling Ban Legislation

<u>State</u>	<u>Bill</u>	<u>Provisions</u>	<u>Status</u>
Massachusetts	S1426	Ban sampling of cigarettes/OTP	Joint Commerce & Labor hearing held 3/27
Minnesota	H810	Ban cigarette sampling	House Taxation (referred from Health 3/13)
	S776	Ban cigarette sampling	Senate Taxation (referred from Education 3/29; from Health 3/15)
	S472	Impose 72-cent tax on sample packs	Provision DELETED from bill on Senate floor 3/25
New Hampshire	S85	Prohibit sampling to persons under 18 years	Senate passed 4/5 to House Health
	S168	Ban sampling of cigarettes/OTP	DEFEATED by Senate 4/3
New York	A502	Prohibit hiring of person or firm to sample cigarettes/OTP	Assembly Ways & Means (reported favorably from Health 2/12)
Ohio	H330	Ban sampling of cigarettes/OTP	Introduced 3/5
Oregon	S507	Ban sampling of cigarettes and distribution of coupons for free cigarettes	Senate Human Resources reported favorably to Senate floor 4/2

Anti-Tobacco Advertising Legislation

<u>State</u>	<u>Bill</u>	<u>Provisions</u>	<u>Status</u>
Maryland	H1520	Ban tobacco and alcoholic beverage ads from public transportation	DEFEATED in House Ways & Means by 15-4 on 3/18
Massachusetts	H2693	Ban showing of cigarette ads at movies rated G, PG, PG-13 or R	Joint Commerce & Labor hearing held 3/27
	S1427	Ban cigarette ads from taxicabs	Joint Commerce & Labor hearing held 3/27
	S1428	Ban cigarette ads from billboards	Joint Commerce & Labor hearing held 3/27
	S2043	Ban cigarette advertising from MBTA vehicles and facilities	Joint Transportation
Montana	H592	Ban tobacco and alcoholic beverage ads from public highways	TABLED in House Business & Labor 2/15
Ohio	H330	Ban outdoor advertising of cigarettes	Introduced 3/5

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