

A-Engrossed
House Bill 2676

Ordered by the House April 27
Including House Amendments dated April 27

Sponsored by Representative TOMEI; Representatives BAILEY, GREENLICK, HOLVEY, MATTHEWS, READ (at the request of Deb Schallert)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Creates [*crime*] **offense** of unlawful disposition of tobacco product. Punishes by maximum fine of [~~\$2,500~~] **\$90**. Authorizes court to impose community service in lieu of fine.

A BILL FOR AN ACT

1
2 Relating to tobacco products.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) As used in this section:**

5 (a) **"Cigar" has the meaning given that term in ORS 323.500.**

6 (b) **"Cigarette" has the meaning given that term in ORS 323.010.**

7 (2) **A person commits the offense of unlawful disposition of a tobacco product if the**
8 **person knowingly disposes of a cigarette, cigar or the filter from a cigarette or cigar in any**
9 **container other than a fireproof container that was specifically designed for the disposal of**
10 **cigarettes or cigars.**

11 (3) **Unlawful disposition of a tobacco product is a Class D violation. A court, instead of**
12 **imposing a fine under this section, may order the person to perform community service as**
13 **provided in ORS 137.128. If the court orders community service in lieu of a fine, the com-**
14 **munity service must:**

15 (a) **Include clearing property of cigarettes, cigars and cigar filters that have been un-**
16 **lawfully deposited on the property; and**

17 (b) **Be completed within six months after entry of the order unless the person shows good**
18 **cause why community service cannot be completed within the six-month period.**

19

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.