

**Adopted
AMENDMENT NO 1 PROPOSED TO**

Senate Bill No. 2441

BY: Senator(s) Fillingane

1 **AMEND by striking the underlined language on lines 53 through**
2 **59 and inserting in lieu thereof the following:**

3 It is unlawful to distribute, sell, offer for sale, give or
4 furnish any electronic cigarette, electronic device that can be
5 used to deliver nicotine that can be ingested into the body by
6 inhaling or vaporizing, or any cartridge, component, liquid,
7 capsule, or powder used to refill such electronic cigarette or
8 electronic device that cannot be legally marketed or sold under
9 federal law or United States Food and Drug Administration (FDA)
10 rule, regulation, or guidance. It is not unlawful to sell any
11 electronic cigarette that has a premarket tobacco product
12 application filed by a manufacturer that remains under review by
13 the FDA.



FURTHER, AMEND the title to conform.