By:  Cook, et al. S.B. No. 1316

(In the Senate - Filed February 14, 2025; February 28, 2025, read first time and referred to Committee on State Affairs; April 7, 2025, reported favorably by the following vote: Yeas 10, Nays 0; April 7, 2025, sent to printer.)

COMMITTEE VOTE

                    Yea Nay Absent  PNV

Hughes               X

Paxton               X

Bettencourt          X

Birdwell             X

Hall                 X

Hinojosa of Nueces   X

Middleton            X

Parker               X

Perry                          X

Schwertner           X

Zaffirini            X

A BILL TO BE ENTITLED

AN ACT

relating to a prohibition on e-cigarette advertising in certain locations.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1.  The heading to Subchapter K, Chapter 161, Health and Safety Code, is amended to read as follows:

SUBCHAPTER K. PROHIBITION OF CERTAIN CIGARETTE, E-CIGARETTE, OR TOBACCO PRODUCT ADVERTISING; FEE

SECTION 2.  Section 161.121, Health and Safety Code, is amended by adding Subdivision (2-a) to read as follows:

(2-a)  "E-cigarette" has the meaning assigned by Section 161.081.

SECTION 3.  Sections 161.122(a), (b), and (e), Health and Safety Code, are amended to read as follows:

(a)  Except as provided by this section, a sign containing an advertisement for cigarettes, e-cigarettes, or tobacco products may not be located closer than 1,000 feet to a church or school.

(b)  The measurement of the distance between the sign containing an advertisement for cigarettes, e-cigarettes, or tobacco products and an institution listed in Subsection (a) is from the nearest property line of the institution to a point on a street or highway closest to the sign, along street lines and in direct lines across intersections.

(e)  Subsection (a) does not apply to a sign containing an advertisement for cigarettes, e-cigarettes, or tobacco products that, before September 1, 1997, was located closer than 1,000 feet to a church or school but that was not located closer than 500 feet to the church or school.

SECTION 4.  This Act takes effect September 1, 2025.

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