Department of Planning and Budget
2025 General Assembly Session
State Fiscal Impact Statement

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Bill Number: SB1060ER **Patron:** Ebbin
Bill Title: Possession, etc., of retail tobacco products, hemp products, and nicotine vapor products containing liquid nicotine intended for smoking by a person younger than 21 years of age; prohibitions; enforcement.

Bill Summary: Prohibits any person younger than 21 years of age from possessing any retail tobacco or hemp product intended for smoking, as those terms are defined in relevant law. Any retail tobacco or hemp product possessed by any person younger than 21 years of age shall be deemed contraband and may be seized by a law-enforcement officer. If a person does not receive a license from the Department of Taxation (TAX) to sell, deal, transport, or ship liquid nicotine or nicotine vapor products to retailers in the commonwealth, they shall be subject to a penalty of $400, in addition to any other applicable taxes or fees.

TAX shall not be required to conduct unannounced investigations of retail tobacco dealers. In addition, TAX shall convene a work group consisting of the Alcoholic Beverage Control Authority, the Office of the Attorney General, the Virginia State Police, and the Department of Behavioral Health and Development Services to develop an enforcement program related to the sale of retail tobacco products or hemp products intended for smoking to individuals younger than 21 years of age. The work groups' findings and recommendations are to be reported to the Chairs of the House Committees on General Laws and Appropriations and the Senate Committees on Rehabilitation and Social Services and Finance and Appropriations no later than November 1, 2025.

Budget Amendment Necessary: No. **Items Impacted:** N/A

Explanation: N/A

Fiscal Summary: No measurable state fiscal impact.

Fiscal Analysis: This bill is not expected to have a fiscal impact on state operations that cannot be absorbed.

Other: SB1060ER is a companion to HB1946ER. It is not clear if Item 489.10 #1c in the conference budget report is still desired given the final version of this legislation.