

Texas Statewide Tobacco Education & Prevention
1-888-STEP-123
www.Texas-STEP.org

CITATION SOURCES FOR TOBACCO RELATED OFFENSES

HEALTH & SAFETY CODE - CHAPTER 161

SUBCHAPTER H. DISTRIBUTION OF CIGARETTES OR TOBACCO PRODUCTS

- Sec. 161.082. Sale of Cigarettes or Tobacco Products to Persons Younger Than 18 Years of Age Prohibited; Proof of Age Required.
- Sec. 161.084. Warning Notice.
- Sec. 161.085. Notification of Employees and Agents.
- Sec. 161.086. Vendor Assisted Sales Required; Vending Machines.
- Sec. 161.087. Distribution of Cigarettes or Tobacco Products.

SUBCHAPTER K. PROHIBITION OF CERTAIN CIGARETTE OR TOBACCO PRODUCT ADVERTISING

- Sec. 161.122. Prohibition Relating to Certain Signs; Exceptions.

SUBCHAPTER N. TOBACCO USE BY MINORS

- Sec. 161.252. Possession, Purchase, Consumption, or Receipt of Cigarettes or Tobacco Products by Minors Prohibited.

PENAL CODE - CHAPTER 48
CONDUCT AFFECTING PUBLIC HEALTH

- Sec. 48.01. Smoking Tobacco.

LAW ENFORCEMENT OFFICERS MAY ISSUE CITATIONS FOR OFFENSES RELATED TO THE FOLLOWING:

- ★ Display of appropriate warning signs
- ★ Retail employee notification forms
- ★ Method of access to tobacco products
- ★ Giveaway of tobacco samples and coupons to anyone under 18
- ★ Minor in possession of a tobacco product
- ★ Outdoor tobacco advertising within 1000 feet of a church or school

ALL VIOLATIONS RELATED TO THE TAX CODE SHOULD NOT BE WRITTEN A CITATION, BUT SHOULD BE REPORTED TO THE COMPTROLLER'S ENFORCEMENT DIVISION BY CALLING YOUR LOCAL FIELD OFFICE, OR THE AUSTIN OFFICE @ 800-531-5441:

- ★ Sales of cigarettes of less than 20 per package
- ★ Possession & display of tobacco permits (Class A Misdemeanor)

**TOBACCO PERMITS CAN BE VERIFIED BY CALLING THE
COMPTROLLER'S CIGARETTE & TOBACCO TAX DIVISION @
800-862-2260**