

(Published in The Journal Record \_\_\_\_\_, 2022)

ORDINANCE NO. \_\_\_\_\_

ORDINANCE RELATING TO MISCELLANEOUS PROVISIONS AND OFFENSES, AMENDING CHAPTER 30 OF THE OKLAHOMA CITY MUNICIPAL CODE, 2020, SECTION 30-452, PURCHASE, RECEIPT OR POSSESSION OF TOBACCO PRODUCTS OR VAPOR PRODUCTS BY PERSONS UNDER 21 PROHIBITED, FALSIFYING PROOF OF AGE, FINES.

ORDINANCE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:

SECTION 1. Section 30-452 of Article XVI of Chapter 30 of the Oklahoma City Municipal Code, 2020, as amended by Ordinance 26,672, is amended to read as follows:

CHAPTER 30

MISCELLANEOUS PROVISIONS AND OFFENSES

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ARTICLE XVI. – PREVENTION OF YOUTH ACCESS TO TOBACCO

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§ 30-452. Purchase, receipt or possession of tobacco products or vapor products by persons under 21 prohibited; falsifying proof of age; ~~finer~~ confiscation.

- (a) Except as provided under Section 30-451(a), it is unlawful for a person who is under 21 years of age to purchase, receive, or have in his or her possession a tobacco product or vapor product or to present or offer a purported proof of age which is false or fraudulent, for the purpose of purchasing or receiving any tobacco product or vapor product.
- (b) ~~Upon conviction of an individual for a Class "a" offense under Subsection (a) of this section, the Court may for a first offense, impose a fine of not more than \$100.00 plus costs and, for a second or subsequent offense, impose a fine of not more than \$200.00 plus costs.~~

Except as permitted by 30-451(a), a tobacco product or vapor product in the possession of a person under 21 years of age shall be confiscated and destroyed as contraband.

- (c) No fine or additional penalty shall be assessed for a violation of this section.

**INTRODUCED AND CONSIDERED** in open meeting of the Council of the City of  
Oklahoma City the 27th day of September, 2022.

**PASSED** by the Council and **SIGNED** by the Mayor of the City of Oklahoma City this \_\_\_\_  
day of \_\_\_\_\_, 2022.

ATTEST: (Seal)

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR

**REVIEWED** for form and legality.

  
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Assistant Municipal Counselor