A.

LOCAL LAW NO. 8, 1999

A LOCAL LAW AMENDING LOCAL LAW NO. 6-1999 AS AMENDED BY LOCAL LAW NO. 7-1999 TO AUTHORIZE THE SALE OF TOBACCO PRODUCTS BY VENDING MACHINES WHICH HAVE A PROPERLY FUNCTIONING LOCK OUT DEVICE

Section 1. On February 1, 1999, this Legislature adopted Local Law No. 6-1999 in relation to the self service sale of tobacco products, which Local Law was amended by Local Law No. 7-1999.

Section 2. It is the desire of this Legislature to amend Local Law No. 6-1999, as amended by Local Law No. 7-1999, to further authorize the sale of tobacco products by vending machines which have a lock out device, provided that said lock out device is in proper working order, and provided that said vending machine is in a location authorized by New York State Public Health Law 1399-dd.

Section 3. Local Law No. 6-1999, as amended by Local Law No. 7-1999, hereby is amended to add a new Section 8, to read as follows:

Section 8. The provisions of this Local Law prohibiting the sale, storage or display of tobacco in vending machines located 1) in the bar area of a food service establishment with a valid, on-premises full liquor license, 2) in a private club, or 3) in a tobacco business as defined in subdivision twelve of section thirteen hundred ninety-nine-n of the New York Public Health Law, shall not apply to the sale, storage or display of tobacco products in vending machines in said locations where the vending machines have a lock out device, provided that said lock out device is in proper working order, and provided that said vending machines are in plain view and under the direct supervision and control of the person in charge of the location or his or her designated agent or employee. A violation of this Section 8 shall be subject to the penalties and enforcement provisions of Section 5 of Local Law No. 6-1999.

Section 4. In all other respects, Local Law No. 6-1999, as amended by Local Law No. 7-1999, shall remain in full force and effect.

Section 5. This Local Law shall take effect August 1, 1999.

TOBACCO.LL3
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ADOPTED
MAY 3 1999

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF LEGISLATION DULY ADOPTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY ON THE 3rd DAY OF May 19 99

Nancy J. Skaken
CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

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