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AN ACT
RELATING TO PUBLIC HEALTH; AMENDING THE TOBACCO PRODUCTS ACT
TO CHANGE THE TITLE OF THE ACT TO THE "TOBACCO PRODUCTS,
E-CIGARETTE AND NICOTINE LIQUID CONTAINER ACT", TO PROHIBIT
SALES OF E-CIGARETTES AND NICOTINE LIQUID CONTAINERS TO
MINORS, TO REQUIRE NICOTINE LIQUID CONTAINERS TO BE SOLD IN
CHILD-RESISTANT PACKAGING AND TO PROHIBIT THE ONLINE INTERNET
SALE OF E-CIGARETTES AND NICOTINE LIQUID CONTAINERS TO A
MINOR IN NEW MEXICO; PROVIDING PENALTIES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 30-49-1 NMSA 1978 (being Laws 1993,
Chapter 244, Section 1) is amended to read:

"30-49-1. SHORT TITLE.-- Chapter 30, Article 49
NMSA 1978 may be cited as the "Tobacco Products, E-Cigarette
and Nicotine Liquid Container Act"."

SECTION 2. Section 30-49-2 NMSA 1978 (being Laws 1993,
Chapter 244, Section 2) is amended to read:

"30-49-2. DEFINITIONS.--As used in the Tobacco
Products, E-Cigarette and Nicotine Liquid Container Act:

A. "child-resistant" means a package or container
that is designed or constructed to be significantly difficult
for children under five years of age to open or obtain a
toxic or harmful amount of the substance contained therein
within a reasonable time and not difficult for normal adults
to use properly, but does not mean a package or container
that all such children cannot open or obtain a toxic or