

1 State of Arkansas  
2 95th General Assembly  
3 Regular Session, 2025  
4

As Engrossed: H2/27/25

# A Bill

HOUSE BILL 1192

5 By: Representative Pilkington  
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## For An Act To Be Entitled

9 AN ACT TO PROHIBIT THE POSSESSION OF TOBACCO, TOBACCO  
10 PRODUCTS, AND *E-CIGARETTES BY PUBLIC SCHOOL STUDENTS*  
11 AT PUBLIC SCHOOLS; TO REQUIRE THE PARENT OR LEGAL  
12 GUARDIAN OF A STUDENT WHO IS FOUND USING, POSSESSING,  
13 OR SMOKING TOBACCO, TOBACCO PRODUCTS, OR E-CIGARETTES  
14 AT A PUBLIC SCHOOL TO PAY A FINE; AND FOR OTHER  
15 PURPOSES.  
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## Subtitle

19 *TO PROHIBIT THE POSSESSION OF TOBACCO,*  
20 *TOBACCO PRODUCTS, AND E-CIGARETTES BY*  
21 *STUDENTS; AND TO REQUIRE THE PARENT OF A*  
22 *STUDENT WHO USES, POSSESSES, OR SMOKES*  
23 *TOBACCO, TOBACCO PRODUCTS, OR E-*  
24 *CIGARETTES TO PAY A FINE.*  
25

26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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28 *SECTION 1. Arkansas Code § 6-21-609(b), concerning the prohibition*  
29 *against smoking tobacco, the use of tobacco or tobacco products, or the use*  
30 *of e-cigarettes at a public school, is amended to read as follows:*

31 *(b)(1) Smoking tobacco, the use of tobacco or tobacco products, or the*  
32 *use of e-cigarettes is prohibited:*

33 *~~(1)(A)~~ In or on real property owned or leased by a public*  
34 *school district, ~~including a~~ or an open-enrollment public charter school; ~~or~~*  
35 *and*

36 *~~(2)(B)~~ In or on personal property, including without*



1 *limitation school buses, owned or leased by a public school district,*  
2 ~~*including a or an open-enrollment public charter school.*~~

3 *(2) The use or possession of tobacco or tobacco products by a*  
4 *public school student or the use or possession of e-cigarettes by a public*  
5 *school student is prohibited:*

6 *(A) In or on real property owned or leased by a public*  
7 *school district or an open-enrollment public charter school; and*

8 *(B) In or on personal property, including without*  
9 *limitation school buses, owned or leased by a public school district or an*  
10 *open-enrollment public charter school.*

11  
12 SECTION 2. Arkansas Code § 6-21-609, concerning the prohibition  
13 against smoking, the use of tobacco or tobacco products, or the use of e-  
14 cigarettes, is amended to add an additional subsection to read as follows:

15 *(e)(1) The parent, legal guardian, or person standing in loco parentis*  
16 *to a student who is found by the public school district or open-enrollment*  
17 *public charter school to have violated this section shall be subject to the*  
18 *following fines upon the student being found guilty of having violated this*  
19 *section:*

20 *(A) One hundred dollars (\$100) for the first offense;*

21 *(B) Five hundred dollars (\$500) for the second offense;*

22 *and*

23 *(C) One thousand dollars (\$1,000) for a third or*  
24 *subsequent offense.*

25 *(2) Any fines collected under subdivision (e)(1) of this section*  
26 *shall be paid to the police department of the town or city in which the*  
27 *public school district or open-enrollment public charter school is located.*

28 *(3) However, this subsection shall not apply to a student who is*  
29 *in the custody of the Division of Children and Family Services or the*  
30 *Division of Youth Services.*

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32 /s/Pilkington