

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

As Engrossed: S3/18/25

A Bill

SENATE BILL 472

5 By: Senator J. Bryant
6 By: Representative Underwood
7

For An Act To Be Entitled

9 AN ACT TO CREATE THE VIOLATION OF PURCHASE OR
10 POSSESSION OF AN E-LIQUID PRODUCT OR VAPOR PRODUCT BY
11 A MINOR; AND FOR OTHER PURPOSES.
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Subtitle

15 TO CREATE THE VIOLATION OF PURCHASE OR
16 POSSESSION OF AN E-LIQUID PRODUCT OR
17 VAPOR PRODUCT BY A MINOR.
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code Title 5, Chapter 60, Subchapter 1, is amended
22 to add an additional section to read as follows:

23 5-60-126. Purchase or possession of an e-liquid or a vapor product by
24 a minor.

25 (a) As used in this section:

26 (1) "E-liquid product" means a liquid, which may contain
27 nicotine, that is inhaled when using a vapor product, and that may include
28 without limitation propylene glycol, vegetable glycerin, nicotine from any
29 source, and flavorings;

30 (2)(A) "Minor" means a person who is under twenty-one (21) years
31 of age.

32 (B) "Minor" does not include a person who is under twenty-
33 one years of age and presents a military identification card establishing
34 that he or she is a member of the United States Armed Forces; and

35 (3)(A) "Vapor product" means an electronic oral device of any
36 size or shape that contains a vapor of nicotine, e-liquid product, or any



1 other substance that when used or inhaled simulates smoking, regardless of
2 whether a visible vapor is produced, including without limitation a device
3 that:

4 (i) Is composed of a heating element, battery,
5 electronic circuit, chemical process, mechanical device, or a combination of
6 a heating element, a battery, an electronic circuit, a chemical process, or a
7 mechanical device;

8 (ii) Works in combination with a cartridge, other
9 container, or liquid delivery device containing nicotine, an e-liquid
10 product, or another substance that is manufactured for use with a vapor
11 product; and

12 (iii) Is manufactured, distributed, marketed, or
13 sold as any type or derivation of a vapor product, an e-cigarette, an e-
14 cigar, an e-pipe, or another product that is similar to a vapor product.

15 (B) "Vapor product" does not include a product regulated
16 as a drug or device by the Federal Food, Drug, and Cosmetic Act, 21 U.S.C. §
17 301 et seq., as it existed on January 1, 2025.

18 (b) It is unlawful for a minor to purchase or possess an e-liquid
19 product or a vapor product.

20 (c) An officer that seizes an e-liquid product or a vapor product
21 found in the possession of a minor shall destroy the item or dispose of the
22 item as contraband under § 5-5-101.

23 (d) Purchase or possession of an e-liquid product or a vapor product
24 by a minor is a violation and is punishable by a fine not to exceed one
25 hundred dollars (\$100) or up to twenty (20) hours of community service work,
26 or both.

27 (e) It is not a violation of this section if the minor was acting
28 under § 5-27-227(c).

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30 /s/J. Bryant
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