

**VILLAGE OF LITTLE CHUTE
ORDINANCE NO. 15, SERIES OF 2018**

**AN ORDINANCE AMENDING THE VILLAGE OF LITTLE CHUTE MUNICIPAL CODE – SECTIONS 30-134 –
PURCHASE OR POSSESSION OF TOBACCO PRODUCTS**

Be it hereby ordained, by the Village Board of the Village of Little Chute, Outagamie County, Wisconsin, that Village of Little Chute Ordinance No. 30-134 be amended as follows:

Sec. 30-134. - Purchase or possession of tobacco products.

- (a) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

~~Tobacco-prohibited products~~ include, but are not limited to, tobacco products, nicotine products, cigarette, cigar, pipe, smokeless tobacco, chewing tobacco, electronic cigarettes, electronic vaping devices, personal vaporizers, digital vapor devices, electronic nicotine delivery systems, and any similar or digital device. (An electronic cigarette (e-cig or e-cigarette), personal vaporizer (PV), or electronic nicotine delivery system (ENDS) is a battery-powered vaporizer which has the feel of tobacco smoking. They produce a mist rather than cigarette smoke. In general, a heating element vaporizes a liquid solution known as e-liquid. E-liquids usually contain a mixture of propylene glycol, glycerin, nicotine, and flavorings.) ~~means any substance containing tobacco leaf, including, but not limited to, cigarettes, cigars, pipe tobacco, snuff, chewing tobacco or dipping tobacco.~~

- (b) *Purchase by minors prohibited.* It shall be unlawful for any person under the age of 18 years to purchase ~~tobacco-prohibited~~ products, or to misrepresent their identity or age, or to use any false or altered identification for the purpose of purchasing ~~tobacco-prohibited~~ products.
- (c) *Possession by minors prohibited.* It shall be unlawful for any person under the age of 18 years to possess any ~~tobacco-prohibited~~ products; provided that the possession by a person under the age of 18 years under the direct supervision of the parent or legal guardian of such person in the privacy of the parent's or guardian's home shall not be prohibited.
- (d) *Prohibitions.* No manufacturer, distributor, jobber, subjobber, or retailer, or their employees or agents, may provide ~~cigarettes or tobacco products~~~~prohibited products~~ for nominal or no consideration to any person under the age of 18 years.
- (e) *Statutes adopted.* The provisions of Wis. Stats. §§ 134.66 and 254.92 are adopted by reference and incorporated herein.

(Code 2006, § 11-5-9; Ord. No. 15(Ser. 2002), 8-21-2002)

Section 2. Effective Date. This Ordinance shall take effect upon the adoption and publication and enactment of the Ordinance by the Village Board of Trustees, Village of Little Chute.

Introduced: Dec. 5, 2018

Adopted this 5 day of December, 2018.

VILLAGE OF LITTLE CHUTE

BY: _____

Michael Vanden Berg, Village President

BY: _____

Laurie Decker, Village Clerk