

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

April 10, 2024
Date

Committee on Business Affairs & Labor.

After consideration on the merits, the Committee recommends the following:

HB24-1356 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 **"SECTION 1.** In Colorado Revised Statutes, 6-1-102, **amend**
4 (10) as follows:

5 **6-1-102. Definitions.** As used in this article 1, unless the context
6 otherwise requires:

7 (10) "Sale" means any sale, offer for sale, or attempt to sell any
8 ~~real or personal~~ PRODUCT, GOOD, OR property for any consideration.

9 **SECTION 2.** In Colorado Revised Statutes, 6-1-105, **amend**
10 (1)(cccc) and (4) as follows:

11 **6-1-105. Unfair or deceptive trade practices - definitions.**

12 (1) A person engages in a deceptive trade practice when, in the course of
13 the person's business, vocation, or occupation, the person:

14 (cccc) Sells or offers for sale a product OR ELECTRONIC SMOKING
15 DEVICE that is age-restricted to a person who does not meet the age
16 restriction; or

17 (4) ~~For purposes of~~ AS USED IN this section, UNLESS THE CONTEXT
18 OTHERWISE REQUIRES:

19 (a) "ELECTRONIC SMOKING DEVICE" HAS THE MEANING SET FORTH
20 IN SECTION 25-14-203 (4.5).

21 (b) "Recklessly" means a reckless disregard for the truth or falsity
22 of a statement or advertisement.

23 **SECTION 3. Safety clause.** The general assembly finds,
24 determines, and declares that this act is necessary for the immediate
25 preservation of the public peace, health, or safety or for appropriations for
26 the support and maintenance of the departments of the state and state
27 institutions."

1 Page 1, strike lines 102 through 110 and substitute "**DEVICES TO MINORS,**
2 **AND, IN CONNECTION THEREWITH, ESTABLISHING THE SALE OF**
3 **ELECTRONIC SMOKING DEVICES TO MINORS AS A DECEPTIVE TRADE**
4 **PRACTICE.**".

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