

LEGISLATURE OF NEBRASKA  
ONE HUNDRED SEVENTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 49**

Introduced by Hansen, M., 26.

Read first time January 07, 2021

Committee: Judiciary

- 1 A BILL FOR AN ACT relating to crimes and offenses; to amend section
- 2 28-1418, Revised Statutes Cumulative Supplement, 2020; to change the
- 3 penalty for use of tobacco or a nicotine product by a person under
- 4 the age of twenty-one; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 28-1418, Revised Statutes Cumulative Supplement,  
2 2020, is amended to read:

3 28-1418 (1) No ~~whoever, being a~~ person under the age of twenty-one  
4 years, shall smoke cigarettes or cigars, use electronic nicotine delivery  
5 systems or alternative nicotine products, or use tobacco in any form  
6 whatever, in this state. A person who violates this subsection is guilty  
7 of an infraction , ~~shall be guilty of a Class V misdemeanor.~~

8 (2) Any person charged with a violation of subsection (1) of this  
9 section may be free from prosecution if he or she furnishes evidence for  
10 the conviction of the person or persons selling or giving him or her the  
11 cigarettes, cigars, electronic nicotine delivery systems, alternative  
12 nicotine products, or tobacco.

13 Sec. 2. Original section 28-1418, Revised Statutes Cumulative  
14 Supplement, 2020, is repealed.