

1 AN ACT in relation to tobacco products.

2 Be it enacted by the People of the State of Illinois,  
3 represented in the General Assembly:

4 Section 1. Short title. This Act may be cited as the  
5 Display of Tobacco Products Act.

6 Section 5. Definitions. In this Act:

7 "Age restricted area" means an enclosed designated area  
8 in a retail establishment that is directly visible to the  
9 cashier, separated from the other areas of the establishment,  
10 with a single separate entrance through which no one under 18  
11 years of age is allowed to enter.

12 "Tobacco product" means a cigar, loose tobacco,  
13 cigarette, packs of cigarettes, or smokeless tobacco,  
14 excluding cartons of cigarettes.

15 "Smokeless tobacco" means any tobacco product that is  
16 suitable for dipping or chewing.

17 Section 10. Tobacco product displays.

18 (a) It is unlawful to sell, offer for sale, give away,  
19 or display tobacco products for sale at any location unless  
20 the tobacco products are displayed from behind a sales or  
21 service counter or in an age restricted area of a retail  
22 establishment or in an enclosed display case so that a  
23 consumer cannot access tobacco products without the  
24 assistance of an employee of the retail establishment  
25 authorized to sell tobacco products. At the entrance of the  
26 age restricted area shall be posted a legible sign at least  
27 12 inches high by 12 inches wide stating:

28 "Age Restricted Area. No One Under the Age of 18  
29 Permitted to Enter."

30 (b) The restrictions described in subsection (a) do not

1 apply to a retail tobacco store that (i) derives at least 90%  
2 of its revenue from tobacco and tobacco related products;  
3 (ii) does not permit persons under the age of 18 to enter the  
4 premises; and (iii) posts a sign on the main entrance way  
5 stating that persons under the age of 18 are prohibited from  
6 entering.

7 Section 15. Vending machines. This Act does not prohibit  
8 the sale of tobacco products from vending machines if the  
9 location of the vending machines are in compliance with the  
10 provisions of Section 1 of the Sale of Tobacco to Minors Act.

11 Section 20. Sentence. A violation of this Act is a petty  
12 offense for which the court shall impose a fine of not less  
13 than \$100 nor more than \$1,000.