



City of Philadelphia

City Council
Chief Clerk's Office
402 City Hall
Philadelphia, PA 19107

BILL NO. 090516

Introduced June 18, 2009

Councilmember Kenney

**Referred to the
Committee on Public Health and Human Services**

AN ORDINANCE

Amending Section 9-622 of The Philadelphia Code, entitled "Cigarettes and Tobacco Products," by prohibiting the retail sale of smokeless tobacco products and providing penalties for violations, all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Section 9-622 of The Philadelphia Code is hereby amended to read as follows:

§9-622. Cigarettes and Tobacco Products.

* * *

(6) *Retail sale of smokeless tobacco products prohibited. It shall be unlawful for any retail business to sell or furnish by gift, purchase or other means, snuff, chewing tobacco, dipping tobacco, or any other smokeless tobacco product.*

[(6)] (7) Enforcement and Penalties.

* * *

(f) In addition to the above penalties, any person who violates subsection 9-622(5) or subsection 9-622(6) shall be subject to the following penalties:

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(i) Any person who violates the provisions of subsection 9-622(5) *or subsection 9-622(6)* shall be subjected to a fine of not less than three hundred dollars (\$300) and not more than seven hundred dollars (\$700) for each violation committed during calendar year 2005; eleven hundred dollars (\$1,100) for each violation committed during calendar year 2006; fifteen hundred dollars (\$1,500) for each violation committed during calendar year 2007; nineteen hundred dollars (\$1,900) for each violation committed during calendar year 2008; and two thousand dollars (\$2,000) for each violation committed thereafter;

(ii) In addition to the penalties outlined above, the Department of Licenses and Inspections may revoke the business privilege license of any person violating the provisions of subsection 9-622(5) *or subsection 9-622(5)*.

Explanation:

[Brackets] indicate matter deleted.
Italics indicate new matter added.