1. Strike sections 4 and 5 and insert the following new sections:

Sec. 4. Electronic smoking device means an electronic nicotine delivery system as defined in section 28-1418.01. The term includes any such device regardless of whether it is manufactured, distributed, marketed, or sold as an e-cigarette, e-cigar, e-pipe, e-hookah, or vape pen or under any other product name or descriptor. The term also includes any substance that can be used in an electronic smoking device. The term does not include a diffuser, humidifier, or prescription inhaler.

Sec. 5. Electronic smoking device retail outlet means a store that:

(1) Is licensed as provided under sections 28-1421 and 28-1422;

(2) Sells electronic smoking devices and products directly related to electronic smoking devices;

(3) Does not sell alcohol, groceries, or gasoline; and

(4) Does not allow a person under the age of twenty-one years to enter such store.