

distribution of samples contrary to Sections 2 through 4 of this act. It seems to me that that says that if you cannot, at this retail outlet, provide for a secure environment where minors cannot receive those products, then you can't distribute them there. If you cannot provide that kind of security where they cannot enter that area, then you simply cannot provide sampling because it says that that is prohibited if you cannot do that. So I think that there is a...that there is a prohibition in the bill that does address that. If I can come up with some language that more specifically does that, I would be glad to do that, but I think that Section 3, subsection 2 does do that, but if we need more specific language, I would be glad to try and do that. Thank you.

PRESIDENT MOUL: Thank you, Speaker Baack. Senator Chambers.

SENATOR CHAMBERS: Madam President and members of the Legislature, this is a question I will ask of Senator Baack. Senator Baack, when in other parts of the bill you talk about these samples being provided, for example, at private social functions open only to persons who are not minors and persons who have been invited to engage in sampling, professional conventions at which the general public is excluded and which are open only to persons who are not minors and so forth, then why do you come to this tobacco retail outlet which is a place where minors are allowed. And contrary to what has been indicated by the language Senator Baack stated, this is the language that Senator Chizek brought to his attention. "A person engaged in sampling shall secure stocks of samples in a safe location in order to avoid inadvertent distribution of samples contrary to Sections 2 to 4 of this act." Sections 2 to 4 of this act. Well, securing the samples is not going to keep this activity from occurring in the presence of minors. The reason this stuff is done is to encourage people to use these products. So even if the products are kept in a locked cabinet and the child just stands there and the only time he or she sees them distributed is when the cabinet is unlocked and they take it out and give it to an adult, it is being done in the presence of the child. It is being approved of and it's being approved of in an area where that child is sent to purchase other products that his or her parent will send them to the store to pick up. It's on a par with bread and milk and lunch meat. So why don't they just strike this? Let me ask Senator Baack a question. Senator Baack, why does the tobacco lobby dealing with the smokeless aspect of it insist on having this sampling