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(Original Signature of Member)

116TH CONGRESS
1ST SESSION

H. R. _____

To amend the Federal Cigarette Labeling and Advertising Act to extend the prohibition on electronic advertisements of cigarettes and little cigars to electronic nicotine delivery systems.

IN THE HOUSE OF REPRESENTATIVES

Ms. BROWNLEY of California introduced the following bill; which was referred to the Committee on _____

A BILL

To amend the Federal Cigarette Labeling and Advertising Act to extend the prohibition on electronic advertisements of cigarettes and little cigars to electronic nicotine delivery systems.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Stop Vaping Ads Act
5 of 2019”.

1 **SEC. 2. PROHIBITION ON ELECTRONIC ADVERTISEMENTS**
2 **OF ELECTRONIC NICOTINE DELIVERY SYS-**
3 **TEMS.**

4 Section 6 of the Federal Cigarette Labeling and Ad-
5 vertising Act (15 U.S.C. 1335) is amended—

6 (1) by striking “and little cigars” and inserting
7 “, little cigars, and electronic nicotine delivery sys-
8 tems”;

9 (2) by striking “After” and inserting the fol-
10 lowing:

11 “(a) IN GENERAL.—After”; and

12 (3) by adding at the end the following:

13 “(b) ELECTRONIC NICOTINE DELIVERY SYSTEM DE-
14 FINED.—In this section, the term ‘electronic nicotine de-
15 livery system’—

16 “(1) means any electronic device that delivers
17 nicotine, flavor, or another substance via an aero-
18 solized solution to the user inhaling from the device
19 (including e-cigarettes, e-hookah, e-cigars, vape pens,
20 advanced refillable personal vaporizers, and elec-
21 tronic pipes) and any component, liquid, part, or ac-
22 cessory of such a device, whether or not sold sepa-
23 rately; and

24 “(2) does not include a product that—

1 “(A) is approved by the Food and Drug
2 Administration for sale as a tobacco cessation
3 product or for another therapeutic purpose; and
4 “(B) is marketed and sold solely for a pur-
5 pose described in subparagraph (A).”.