

**Maine Revised Statutes**  
**Title 22: HEALTH AND WELFARE**  
**Chapter 262-A: RETAIL TOBACCO SALES**

**§1551. DEFINITIONS**

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings. [1995, c. 470, §9 (NEW); 1995, c. 470, §19 (AFF).]

**1. Cigarette paper.** "Cigarette paper" means those papers or paper-like products used to roll cigarettes, which by advertising, design or use facilitate the use of tobacco or other products for inhalation.

[ 1995, c. 470, §9 (NEW); 1995, c. 470, §19 (AFF) .]

**1-A. Consumer.** "Consumer" means an individual who purchases, receives or possesses tobacco products for personal consumption and not for resale.

[ 2003, c. 444, §1 (NEW) .]

**1-B. Delivery sale.** "Delivery sale" means a sale of tobacco products to a consumer in this State when:

A. The purchaser submits the order for the sale by means of telephonic or other electronic method of voice transmission, the Internet or any delivery service; or [2003, c. 444, §1 (NEW) .]

B. The tobacco products are delivered by use of a delivery service. [2003, c. 444, §1 (NEW) .]

A sale to a person who is not licensed as a tobacco distributor or tobacco retailer is a delivery sale.

[ 2003, c. 444, §1 (NEW) .]

**1-C. Delivery service.** "Delivery service" means a person, including the United States Postal Service, who is engaged in the commercial delivery of letters, packages or other containers.

[ 2003, c. 444, §1 (NEW) .]

**2. Juvenile.** "Juvenile" means any individual who is younger than 18 years of age.

[ 1995, c. 470, §9 (NEW); 1995, c. 470, §19 (AFF) .]

**2-A. Person.** "Person" means an individual, corporation, partnership or unincorporated association.

[ 2003, c. 444, §1 (NEW) .]

**2-B. Tobacco distributor.** "Tobacco distributor" or "distributor" means a person licensed as a distributor under Title 36, chapter 704.

[ 2003, c. 444, §1 (NEW) .]

**3. Tobacco products.** "Tobacco products" includes any form of tobacco and any material or device used in the smoking, chewing or other form of tobacco consumption, including cigarette papers and pipes.

[ 1995, c. 470, §9 (NEW); 1995, c. 470, §19 (AFF) .]

**3-A. Tobacco retailer.** "Tobacco retailer" or "retailer" means a person located within or outside the State who sells tobacco products to a person in the State for personal consumption.

[ 2003, c. 444, §1 (NEW) .]

**4. Vending machine.** "Vending machine" means any automated, self-service device that upon insertion of money, tokens or any other form of payment, dispenses cigarettes or any other tobacco product.

[ 1995, c. 470, §9 (NEW); 1995, c. 470, §19 (AFF) .]

**5. Premium cigar.** "Premium cigar" means a cigar that weighs more than 3 pounds per 1,000 and is wrapped in whole tobacco leaf.

[ 2009, c. 398, §1 (NEW); 2009, c. 398, §6 (AFF) .]

SECTION HISTORY

1995, c. 470, §9 (NEW). 1995, c. 470, §19 (AFF). 2003, c. 444, §1 (AMD). 2009, c. 398, §1 (AMD). 2009, c. 398, §6 (AFF).

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