



SB 417

A Poorly Crafted Bill That is Not
Comprehensive Enough



Outline

- What is NWVA?
- Why NWVA Opposes SB 417 (both in it's original form and as rewritten in the -2 amendment).
- What NWVA Approves of in SB 417.
- Our Proposal.
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What is NWVA?

- We are an association of e-cigarette (vapor products) manufacturers, wholesalers, retailers & users committed to protecting the rights of the e-cigarette (vaping) industry.
- We are businesses licensed by the State of Oregon to do business in this state.
- We provide jobs for Oregon residents.
- We are committed to providing a safer & healthier alternative to smoking cigarettes
- We are not against regulations on our industry and we believe that proper and reasonable regulations are necessary to protect the health and safety of Oregon residents and the e-cigarette (vaping) industry.
- We want to eliminate the unsafe garage and basement based black-market businesses that are harmful to our industry and Oregon residents.



Why NWVA Opposes SB 417 (both in the original and the -5 amendment)

- E-cigarettes (vaping products) are NOT tobacco products and should not be treated the same as tobacco products.
- SB 417 prevents us from using coupons and incentive programs to help smokers quit smoking.
- Between this bill and HB 2546, e-cigarette (vaping) businesses are under the authority of two different regulating bodies (OLCC and OHA).
- Industry events are an important part of the E-cigarette (vaping) industry and this bill would outlaw them.
- The “grandfather” provision of this bill is too easily rescinded at the whim of the OLCC.
- The language in this bill is unnecessarily vague in too many places.
- The bill is not comprehensive enough and will require additional legislation to have the proper effect.
- The cost of the permit is undefined and can be established/changed at the whim of the OLCC.
- There has been no consultation with a true representative of the E-cigarette (vaping) industry in the crafting of this and other proposed bills.



What NWVA Approves of in SB 417

- It attempts to eliminate (or at least control) the growing black market sales of potentially unsafe e-cigarette (vaping) products.
- The -5 amendment allows for an exclusion of vape shops from the Clean Air Act (this is necessary for us to help cigarette smokers quit cigarettes).
- Per the -5 amendment, this bill wouldn't take effect until January 1, 2017.



Our Proposal

- Since the bill as amended doesn't take effect until January 2017, we propose the following:
 - Table this bill for the current session.
 - Allow NWVA to be an active partner with the Oregon Legislature to draft a new bill for the 2016 legislative session.
 - We will provide industry support for the new legislation that will take effect in January, 2017.
- We could become a bellwether state in implementing reasonable and effective legislation for the e-cigarette (vaping) industry, that is mutually developed, mutually beneficial, and mutually supported by the legislature and the e-cigarette (vaping) industry.



Summary

- We cannot support SB 417 as originally written or as rewritten in the -2 amendment.
- We are keenly interested in working with the legislature to craft reasonable and effective legislation for the 2016 legislative session to take effect in January 2017.