



ALEX CUYLER

Intergovernmental Relations Manager
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DATE: March 30, 2017
TO: Senate Committee on Health Care
RE: SB 799, relating to inhalant delivery systems

Dear Chair Monnes Anderson and Members of the Committee:

Lane County is opposed to SB 799 and requests the Committee take no further action on this measure.

Lane County's Public Health Division regularly is involved in assisting local jurisdictions and colleges with ensuring compliance with the Indoor Clean Air Act. This measure creates a loophole in that Act that will be very difficult to enforce, particularly with respect to Section 4. For example:

- Subsection 1 provides for a person to actually utilize an inhalant delivery system but only for purposes of "sampling". Sampling is not defined and this term could well mean different things to different people.
- Subsection 2 suggests that the business may not allow inhalants to contain nicotine or cannabinoid. The presence, or not, of these substances within a sample could be very hard to prove without a third party verification. This would involve resources that are currently unavailable to our Public Health Division.

Moreover, our staff already is challenged by "vape" shops that are not complying with existing laws and we feel this bill will only exacerbate the situation.

Lane County is one of the few Oregon counties that has passed a local ordinance regarding the use of tobacco products and several of the cities within Lane County have passed similar ordinances. These ordinances share a "no-sampling" clause and SB 799 would render these sections moot. Adjusting those ordinances will only result in additional resources being expended to change locally adopted laws within Lane County.

SUBMITTED ELECTRONICALLY