

SB 754 B STAFF MEASURE SUMMARY

Carrier: Rep. Vial

House Committee On Rules

Action Date: 07/03/17

Action: Do pass with amendments to the A-Eng bill. (Printed B-Eng.)

Vote: 5-2-2-0

Yeas: 5 - Holvey, Nosse, Rayfield, Smith Warner, Williamson

Nays: 2 - Barreto, McLane

Exc: 2 - Hack, Kennemer

Fiscal: Fiscal impact issued

Revenue: Revenue impact issued

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WHAT THE MEASURE DOES:

Increases minimum age to purchase tobacco and nicotine products to 21 years old. Establishes spectrum of fines ranging from \$50-\$1,000, for individuals or businesses that distribute or sell tobacco-related products or inhalant delivery systems to person under 21 years old. Modifies definition of cigarettes to include inhalant devices and products not approved by United States Food and Drug Administration. Prohibits 21-year old from possessing tobacco or inhalant delivery system when on college, community college, university, career school, and technical education facility grounds. Applies to conduct that occurs on or after January 1, 2018. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Precedent for prohibiting behavior for public health, rather than impairment reasons
- Health care costs associated with smoking
- Rate of tobacco use among teens in Oregon

EFFECT OF AMENDMENT:

Removes prohibition for 21-year old to possess tobacco product or inhalant delivery system.

BACKGROUND:

According to the Oregon Health Authority (OHA), tobacco use is the number one preventable cause of death and disease in Oregon. Tobacco use results in an estimated 7,000 deaths annually, costs Oregonians \$2.5 billion a year in medical expenditures, and leads to lost productivity due to premature death. According to a 2013 survey by OHA's Public Health Division, 10 percent of Oregon's 11th grade students smoke cigarettes, and approximately 20 percent use other tobacco products. Two states (California and Hawaii) and multiple local governments have raised the minimum age to purchase or consume tobacco to 21 years old. The National Academy of Medicine, formerly the Institute of Medicine, suggests that these policies are intended to lower initiation rates among adolescents and young adults.

Senate Bill 754-B raises the legal age to purchase tobacco or inhalant delivery systems from 18 to 21 years of age.