

HB 2528 -1 STAFF MEASURE SUMMARY

House Committee On Commerce and Consumer Protection

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Sub-Referral To: Joint Committee On Ways and Means

Meeting Dates: 2/27, 4/3

WHAT THE MEASURE DOES:

The measure adds nicotine derived from any sources to the definition of tobacco product. It prohibits providing, without compensation, inhalant delivery systems or tobacco products. The measure repeals the criminal prohibition of sales to those under 21 and replaces with a civil prohibition enforced by the Oregon Health Authority (Authority). Allows the authority to adopt rules to regulate the wholesale or retail sale of tobacco products. Requires a license to sell cigarettes, inhalant delivery systems or smokeless tobacco products. Takes effect on 91st day following adjournment sine die.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

-1 The amendment replaces the broad rule making authority in the bill so that the authority may adopt rules necessary for the administration of ORS 431A.175 to 431A.183. establishes the operative date for broadening the meaning of tobacco products for taxation purposes as January 1, 2027. Authorizes The Department of Revenue to take action before the operative date to enable the department to exercise the relevant amendments.

BACKGROUND:

ORS 431A.175 definitions for the regulation of tobacco and inhalant delivery system sales.

ORS 180.441 regulates the in person sale of tobacco products

ORS 323.500 tobacco products tax definitions.

ORS 167.750 and 167.755 Criminal prohibition on selling tobacco products or inhalant delivery systems to person under 21 years of age and penalties.