

SB 1571 A STAFF MEASURE SUMMARY

Carrier: Rep. Pham H

House Committee On Rules**Action Date:** 02/26/26**Action:** Do Pass the A-Eng bill.**Vote:** 6-1-0-0**Yeas:** 6 - Bowman, Elmer, Grayber, Kropf, Pham H, Wallan**Nays:** 1 - Skarlatos**Fiscal:** Has minimal fiscal impact**Revenue:** No revenue impact**Prepared By:** Tisha Pascone**Meeting Dates:** 2/26**WHAT THE MEASURE DOES:**

The measure expands the definition of “tobacco products” to include any product that contains or comes from tobacco or nicotine and is likely to be used for human consumption, and it adds oral nicotine pouches and lozenges to the list of examples of tobacco products. It excludes food that contains no more than trace amounts of naturally occurring nicotine from the definition. The measure takes effect on the 91st day following adjournment sine die.

ISSUES DISCUSSED:

- Provisions of the measure

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

The federal government regulates nicotine products through the Federal Food, Drug, and Cosmetics Act, defining “tobacco product” to include “any tobacco product containing nicotine that is not made or derived from tobacco.” Regulations refer to these as “non-tobacco nicotine” (NTN). Because federal law treats NTN the same as tobacco-derived tobacco products, the sale of NTN to people under age 21 is prohibited. In February 2026, a [search of civil monetary penalty complaints](#) for the unlawful sale of oral nicotine products to minors yielded 3,003 results for brick-and-mortar stores nationwide, including 170 in Oregon, and 12 results for online retailers. Oregon law currently authorizes the Oregon Health Authority to assist in monitoring and enforcing federal laws and regulations related to tobacco products and inhalant delivery systems (see ORS 431A.183). It is a violation offense under Oregon law to distribute or sell tobacco products or inhalant delivery systems to people under age 21 (see ORS 167.755).