

# **County of Los Angeles**

# Proposed Changes to County Code to Expand Regulation of Tobacco Retailers

### Informational Session

Led by:



In collaboration with:







# **Agenda**

- 1 Background
- Current and Proposed Regulations of Tobacco Retailers
- Existing County Services Businesses
- 4 Public Comment

## **Timeline**



#### March 2018

County Board of Supervisors introduced a motion to do an initial assessment



### September 2018

Subsequent motion regarding tobacco retailers and existing regulations



### November 2018

Subsequent motion regarding tobacco retailers and existing regulations



### Feb / Mar 2019

Informational Sessions / Public Comment



### **Apr / May 2019**

Report back to the County Board of Supervisors

## Who does it impact

# Proposed new ordinance will ONLY impact businesses in <a href="UNINCORPORATED">UNINCORPORATED</a> County of Los Angeles



# **Current Local Laws for Tobacco Retailers**



## Title 11.35.010 – Health & Safety Code

- Adopted in 2007 to promote:
  - Health, safety, and general welfare for it's residents
  - Encourage compliance with federal, state, and local laws regulating tobacco sales and use
  - Discourage the purchase and use of tobacco products to minors
  - Protect children from being lured into illegal activity through the misconduct of adults

## Why The Motion?



Update the local ordinance to reflect the State's definition of "Tobacco product" (Section 48901 of the California Education Code) to mean any of the following:

- A product containing, made, or derived from tobacco or nicotine that is intended for human consumption...
- An electronic device that delivers nicotine or other vaporized liquids to the person inhaling from the device, including, but not limited to, an electronic cigarette, cigar, pipe, or hookah.
- Any component, part, or accessory of a tobacco product, whether or not sold separately.

## Why The Motion?



The Centers for Disease Control and Prevention indicated a nationwide increase of tobacco products by middle and high school students:

2017	2018
3.6 million	4.9 million

This increase was attributed to the explosive growth in ecigarette users

# Current Local Laws for Tobacco Retailers County Department of Public Health



- Tobacco Retail License (TRL) required
- Annual renewal
- Annual \$235 fee pays for administration, enforcement, and retailer education
- TRL does not regulate electronic smoking devices (i.e. e-cigarettes, e-hookah and vapes) or Vape shops

# Proposed Local Laws for Tobacco Retailers County Department of Public Health



- Prohibits sales of tobacco products near youth sensitive areas (e.g., schools and parks)
- Requires Tobacco Retail License to sell electronic smoking devices (e.g., electronic cigarettes, vapes and other nicotine containing devices); and
- Prohibits the sale, not use, of flavored tobacco products including menthol.

# **Current Local Laws for Tobacco Retailers County Treasurer & Tax Collector**



Title 7 – Business License Code of Ordinance



Business License currently NOT required

# Proposed Local Laws for Tobacco Retailers County Treasurer & Tax Collector

Business License will be required for retailers whose primary inventory is tobacco or tobacco related products, which will include the following requirements:



- Submit application for a Business License
- May be required to clear a live scan
- No smoking or vaping on premises
- No alcoholic beverages allowed on premises
- Proper outside lighting during hours of operation
- Advertising restrictions
- Graffiti and litter removal

# Proposed Local Laws for Tobacco Retailers County Treasurer & Tax Collector

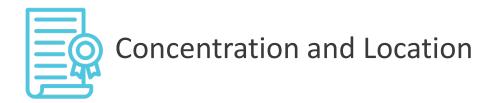


### **Proposed Changes (CONT)**

- Responsible person on the premises at all times
- Business License Commission Approval
  - Attend hearing for approval
  - Authority to limit hours
- Inspection and approval from Building & Safety, and the Fire Department
- Annual renewal

A fee study is currently underway to determine the cost of administering this business license program

# Proposed Local Laws for Tobacco Retailers County Regional Planning



# **Existing County Services for Businesses**



#### **Small Business Concierge**

Permit application, funding sources, business counseling, etc.



### **Workforce Development and Talent Management**

Helps businesses search for and located new qualified workers; Find tax credits when hiring eligible employees



### **Business Retention & Layoff Aversion**

Helps businesses prevent layoffs; Stay afloat if they need to downsize, or helps employees find new opportunities

# **Existing County Services for Businesses (Cont.)**



#### **Minimum Wage Compliance**

Helps businesses comply with minimum wage laws and educate businesses on employee rights



#### **Small Business Programs**

Workshops on how to successfully open a business in LA County; Enhances opportunities for small businesses

## **Public Comment**





### Tobacco:

Website: http://lapublichealth.org/tob/

Email: tobacco1@ph.lacounty.gov

Call: 213-351-7890

Limited to 3 minutes per person

## **More Information**





### **Tobacco:**

Website: <a href="http://lapublichealth.org/tob/">http://lapublichealth.org/tob/</a>

Email: <a href="mailto:tobacco1@ph.lacounty.gov">tobacco1@ph.lacounty.gov</a>

Call: 213-351-7890

### **Business assistance:**

Website: <a href="http://dcba.lacounty.gov">http://dcba.lacounty.gov</a>

Email: Concierge@dcba.lacounty.gov

Call: 323-881-3864