

RESOLUTION RULES, ELECTIONS & INTERGOVERNMENTAL RELATIONS

WHEREAS, any official position of the City of Los Angeles with respect to legislation, rules, regulations or policies proposed to or pending before a local, state or federal governmental body or agency must have been first adopted in the form of a Resolution by the City Council with the concurrence of the Mayor; and

WHEREAS, recent studies indicate that electronic cigarettes (also known as e-cigarettes) present a greater concern to public health than originally thought; and

WHEREAS, the City has recently taken various steps to address health concerns related to the growing proliferation of e-cigarettes; and

WHEREAS, on December 4, 2013, as initiated by Motion (Koretz - O'Farrell), the City Council approved an Ordinance to require retailers to obtain a Tobacco Retailer Permit for e-cigarettes and to prohibit the self-service display of these devices (C.F. 13-1204); and

WHEREAS, on March 4, 2014, as initiated by Motion (O'Farrell - Koretz - Parks), the City Council adopted an Ordinance to revise the definition of smoking to include electronic smoking devices and to prohibit the use of e-cigarettes in locations such as restaurants, outdoor dining areas, daycare centers, and beaches (C.F. 13-1204-S1); and

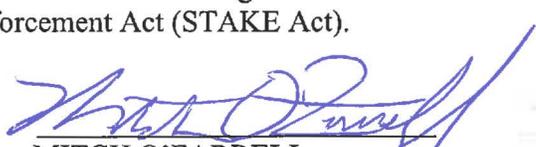
WHEREAS, the California Department of Public Health states that e-cigarettes are a growing threat to public health due to the presence of nicotine and chemicals that can cause cancer, birth defects, and other health problems; and

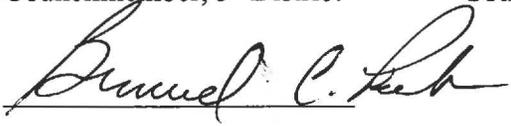
WHEREAS, before the Legislature is SB 140 (Leno) which would change the Stop Tobacco Access to Kids Enforcement Act (STAKE Act) definition of tobacco products to include electronic devices and restrict the use of electronic cigarettes in some locations where the use of traditional tobacco products are prohibited as per the Smoke Free Act; and

WHEREAS, while there are some protections in place at the State level, SB 140 would enact necessary changes in State law to create additional enforcement mechanisms against the selling and marketing of e-cigarettes to minors as well as ensuring that State law better aligns with proposed Federal Drug Administration regulations;

NOW, THEREFORE, BE IT RESOLVED, with the concurrence of the Mayor, that upon the adoption of this Resolution, the City of Los Angeles hereby includes in its 2015-16 State Legislative Program support of SB 140 (Leno), which would add electronic cigarettes to the Smoke Free Act and the Stop Tobacco Access to Kids Enforcement Act (STAKE Act).

PRESENTED BY:   
PAUL KORETZ  
Councilmember, 5<sup>th</sup> District

  
MITCH O'FARRELL  
Councilmember, 13<sup>th</sup> District

SECONDED BY: 

  
BMR

JAN 30 2015

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