

**HEALTH, EDUCATION, NEIGHBORHOODS, PARKS, ARTS, AND RIVER COMMITTEE REPORT** relative to a proposed strategy to restrict the sale of flavored tobacco products to youth and young adults, and a report on how other cities are addressing the issue.

**Recommendations for Council action:**

1. **REQUEST** the City Attorney to draft an ordinance to prohibit the sale of flavored tobacco products and products manufactured with the intent of flavoring tobacco products, with a six month period to allow retailers to clear their existing stock of products with the following exemptions:
  - a. Exempt existing legally operating Smokers' Lounges which will be specially permitted by the Tobacco Enforcement Program. These Smokers' Lounges will be limited to patrons 21 years of age or older and the sale of flavored tobacco products will be permissible for on-site consumption only. Ensure that the permits are not transferable.
  - b. Exempt combustible menthol cigarettes sold to patrons 21 years of age or older from retail stores selling tobacco specific products only.
2. **REQUIRE** ID scanners for all locations selling tobacco products, whether for on or off-site consumption.
3. **INSTRUCT** the Economic and Workforce Development Department, Business Response Unit, to work with the City Attorney's office to inform and connect affected businesses to City resources, including the BusinessSource Centers and various loan programs. The BusinessSource Centers will conduct assessments of businesses transitioning as a result of the new law. The assessment will help determine the services and programs that are needed for businesses to stay afloat, and will help advise business owners of strategies and opportunities to grow. The City's loan programs may provide access to capital to eligible businesses to implement assessment recommendations.
4. **INSTRUCT** the Chief Legislative Analyst (CLA) to work with the City Attorney's office to report on ways to work with our schools and the Los Angeles Unified School District, to identify and implement innovative and adaptable new ways to educate students about tobacco use and addiction, prioritizing an interactive and peer-to-peer education model.
5. **REQUEST** the City Attorney to:
  - a. Report on options to regulate online sales and delivery in the City.
  - b. Form an Implementation Working Group with advocates from both sides to monitor the issue and ensure that the policy is being enforced properly with no unintended consequences.
  - c. Study the effects of the ban a year after its Implementation focusing on its impact on the rate and patterns of consumption.

Fiscal Impact Statement: Neither the City Administrative Officer nor the CLA has completed a financial analysis of this report.

Community Impact Statement: None submitted.

Summary:

At a special meeting held on December 5, 2019, your Health, Education, Neighborhoods, Parks, Arts and River Committee considered a September 18, 2019 City Attorney report relative to restricting the sale of flavored tobacco products to youth. The report includes a survey of legislative regulations in other jurisdictions. The report attached to the Council file, includes some background on the matter.

After an opportunity for public comment was held, the Committee moved to approve the recommendations reflected above. This matter is now forwarded to the City Council for its consideration.

Respectfully Submitted,

HEALTH, EDUCATION, NEIGHBORHOODS, PARKS, ARTS, AND RIVER COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
RYU:	YES
O'FARRELL:	YES
PRICE:	YES

Dec 3

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**-NOT OFFICIAL UNTIL COUNCIL ACTS-**