



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
- 2 Current and Proposed Regulations of Tobacco Retailers
- 3 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 **UNINCORPORATED** 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 e-cigarette 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



Concentration and Location

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: <http://lapublichealth.org/tob/>

Email: tobacco1@ph.lacounty.gov

Call: 213-351-7890

Business assistance:

Website: <http://dcba.lacounty.gov>

Email: Concierge@dcba.lacounty.gov

Call: 323-881-3864