

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 309 – SB 411

March 23, 2015

SUMMARY OF ORIGINAL BILL: Renames the “Prevention of Youth Access to Tobacco and Electronic Cigarettes Act” the “Prevention of Youth Access to Tobacco and Vapor Products Act” and makes multiple changes throughout the existing statute for the purpose of the Department of Agriculture being authorized to regulate vapor products as defined by the bill, in addition to tobacco products and electronic cigarettes. Such changes include, but are not limited to, a prohibition for persons under the age of 18 to purchase vapor products; a requirement for training for persons under the age of 18 that sell vapor products; and a requirement that child-resistant liquid nicotine containers be used with vapor products in conjunction with Federal Safety Standards.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Expenditures - \$67,400

IMPACT TO COMMERCE OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (004855): Deletes all language after the enacting clause of the original bill. Renames the “Prevention of Youth Access to Tobacco and Electronic Cigarettes Act” the “Prevention of Youth Access to Tobacco and Vapor Products Act” and makes multiple changes throughout the existing statute for the purpose of the Department of Agriculture (DOA) being authorized to regulate vapor products as defined by the bill, in addition to tobacco products and electronic cigarettes. Such changes include, but are not limited to, a prohibition for persons under the age of 18 to purchase vapor products; and a requirement that child-resistant liquid nicotine containers be used with vapor products in conjunction with Federal Safety Standards. Requires the Department of Health (DOH) to develop and implement comprehensive tobacco prevention programs for Tennessee, and urges the DOA to study the effects of the sale and distribution of vapor products for persons under the age of 18 and is encouraged to make recommendations to the legislature with regards to reducing such sale and distribution. Requires the language concerning “liquid nicotine container” to be effective January 1, 2016.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

NOT SIGNIFICANT

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Assumption for the bill as amended:

- According to the Department of Agriculture (DOA), this bill as amended will not require the Department to inspect for vapor products and as a result, any fiscal impact is estimated to be not significant.

IMPACT TO COMMERCE WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumption for the bill as amended:

- Any impact to business expenditures from this bill as amended is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.



Jeffrey L. Spalding, Executive Director

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