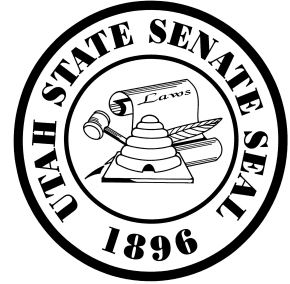




Performance Note SB0037 - Electronic Cigarette and Other Nicotine Product Amendments

Sponsor: Sen. Christensen, Allen
M.



Performance Note Report

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Agency: Utah Association of Local Health Departments

Funding For:

New Services or Benefit

Public Benefit:

Purpose: The purpose of this program is to reduce the use of e-cigarettes and other vape products among youth through education, cessation, and enforcement by developing and implementing an evidence-based electronic cigarette and nicotine product cessation program for individuals under the age of 19 enforcing regulations described in Section 26-57-103 in partnership with law enforcement, and developing and providing tobacco, electronic cigarette, and nicotine product use prevention education to individuals under the age of 19.

Services: Assure Enforcement - increase current funding by \$25/compliance check to assure local health department and law enforcement ongoing ability to conduct checks related to vape and other nicotine products. Provide funding to assure local health department (LHD) ability to conduct additional compliance checks where reasonable suspicion exists or sales to youth have been made. Provide funding for tobacco hearings required in UCA 26-62-302 as fines are not able to be collected for all hearings held by LHDs. Conduct random and targeted testing to assure nicotine content matches what is indicated on the label, and to test for other contaminants. Plan, implement and evaluate community education and cessation efforts working with schools, courts, law enforcement, elected officials and others. Administer community grants to schools, youth organizations, other community groups, to further educational message and promote evidence-based cessation programs.

Expected Outcome: Reduce access and availability of e-cigarette products to youth. Reduce the number of under-age sales of e-cigarettes through strengthened enforcement and compliance efforts. Reduce the percent of youth under the age of 19 who report using e-cigarettes in the last 30 days. Increase parent and public awareness about the dangers of e-cigarettes.

Implementations and Resources: This bill will be implemented by Utah's 13 LHDs working with local law enforcement, school districts, and other community partners. Enforcement - increase current funding by \$25/compliance check (approximately 2,000 checks per year = \$50,000). Enhanced enforcement - provide funding to assure LHD ability to conduct additional compliance checks where reasonable suspicion exists (200 checks per year @ \$115/check = \$23,000). Hearings - fines are not able to be collected for all hearings held by LHDs (average \$2,000/LHD = \$26,000). Product testing - random and targeted testing to assure nicotine content matches what is indicated on the label, and to test for other contaminants (\$225/test, 2,000 tests = \$450,000). Community Education - an average

of 1 FTE per LHD to enhance educational efforts across communities and working with schools and other community venues (\$1,196,000). Community Grants - administered by LHDs and provided to schools, youth organizations, other community groups, to further educational message (\$2,000,000). Total estimate equals \$3,745,000.

How: The proposed activity will cause decreases in e-cigarette use through pricing strategies (taxation), parental engagement, community-wide prevention and cessation efforts, and increased retailer enforcement.

Performance Measures

Goal

Title: Goal: Decrease in youth 30-day use rates.

Description: Baseline 11.1% (2017) (5% decrease per year)

Collection Method: The performance information will be collected by SHARP Survey, Prevention Needs Assessment, Behavioral Risk Factor Surveillance System.

	2020	2021	2022
Target	11.00	11.00	10.00
Baseline	11.00	11.00	11.00

Goal

Title: Decrease in illegal sales.

Description: Baseline 6.4% in FY 2018 (70-75 stores statewide)

Collection Method: The performance information will be collected by SHARP Survey, Prevention Needs Assessment, Behavioral Risk Factor Surveillance System, and reports of illegal sales from local health departments.

	2020	2021	2022
Target	6.00	5.00	5.00
Baseline	6.00	6.00	6.00

By rule, performance notes are provided by the governmental entity that will supervise the new agency or administer the new program. Performance notes are not written by the Office of the Legislative Fiscal Analyst.