August is a busy month at the Capitol. Multiple deadlines all lead up to Friday, August 31\textsuperscript{st}, which is the last opportunity for bills to pass each house. Any bills that fail to have a floor vote by the end of the month will not be sent to the Governor for final approval.

Five tobacco-related bills are moving through the legislature:
- **AB 1097** (Levine – D, San Rafael) State beaches and parks, smoking ban
- **AB 2020** (Quirk – D, Hayward) Cannabis: local jurisdiction licensees: temporary event license
- **SB 835** (Glazer – D, Orinda) Parks: smoking ban
- **SB 836** (Glazer – D, Orinda) State beaches: smoking ban
- **SB 1408** (Pan – D, Sacramento) Cigarettes: seizure

Two tobacco-related resolutions are moving through the legislature:
- **ACR 254** (Holden – D, Pasadena) Smoke-free multiunit housing
- **SCR 143** (Pan – D, Sacramento) Smoking: youth: motion picture industry
Legislative Update: August 21, 2018

Five tobacco-related bills are moving through the legislature:

**AB 1097** (Levine – D, San Rafael) State beaches and parks, smoking ban
Assembly Bill 1097 began as a bill unrelated to tobacco during the 2017 legislative session. On January 3, 2018, it was amended to focus on tobacco. This bill would make it a crime to smoke or dispose of cigar and cigarette waste on a state coastal beach or within the state park system. Anyone who violates this law could receive a fine up to $50. This bill would allow the Director of Parks and Recreation at any affected location to designate exempted areas where smoking would be permitted.

**Status:** AB 1097 was approved by the Assembly Appropriation Committee 12-4 (7 members abstaining/not voting) on January 29th. On June 12th, the bill was approved by the Senate Natural Resources and Water Committee 7-2. It then unanimously passed the Senate Appropriations Committee on July 2nd. AB 1097 now awaits a vote by the full Senate.

**SB 835** (Glazer – D, Orinda) Parks: smoking ban
Senate Bill 835 would make it a crime to smoke or dispose of cigar and cigarette waste within a state park. Anyone who violates this law could receive a fine up to $25. This bill would allow the Director of Parks and Recreation at any affected location to designate exempted areas where smoking would be permitted.

**Status:** SB 835 was approved by the Senate Committee on Natural Resources and Water 6-2 (1 member abstaining/not voting) on March 13th. It was then referred to the Senate Appropriations Committee where it was passed 5-2 on May 25th. SB 835 was approved by the Senate Floor 26-11 (2 members abstaining/not voting) on May 29th. On June 12th, the bill was approved by the Assembly Water, Parks and Wildlife Committee 10-5. It was then approved by the Assembly Appropriation Committee 12-5 on August 16th. SB 835 now awaits an Assembly floor vote.

**SB 836** (Glazer – D, Orinda) State beaches: smoking ban
Senate Bill 836 would make it a crime to smoke or dispose of cigar and cigarette waste on a state coastal beach. Anyone who violates this law could receive a fine up to $25. This bill would allow the Director of Parks and Recreation at any affected location to designate exempted areas where smoking would be permitted.

**Status:** SB 836 was approved by the Senate Committee on Natural Resources and Water 6-2 (1 member abstaining/not voting) on March 13th. It was then referred to the Senate Appropriations Committee where it was passed 5-2 on May 25th. SB 835 was approved by the Senate Floor 27-11 (1 member abstaining/not voting) on May 29th. On June 12th, the bill was approved by the Assembly Water, Parks and Wildlife Committee 10-5. It was then approved by the Assembly Appropriation Committee 12-5 on August 16th. SB 836 now awaits an Assembly floor vote.
**Legislative Update: August 21, 2018**

**SB 1408** (Pan – D, Sacramento) Cigarettes: seizure

Senate Bill 1408 began as a bill unrelated to tobacco. On March 22nd, it was amended to focus on tobacco. Current law bans the sale, offering, or possession of cigarettes that do not meet specific manufacturing criteria, but offers an exemption for cigarettes produced outside California. Senate Bill 1408 would delete the exemption and make these cigarettes contraband which can be seized and disposed of by law enforcement or the state Department of Tax and Fee Administration. Any person who fails or refuses an inspection will be subject to a $1,000 civil penalty.

**Status:** SB 1408 was approved unanimously by the Senate Business, Professions and Economic Development Committee on April 16th. It was then approved on the Senate Floor 35-2 (2 abstaining/not voting) on May 21st. On June 28th, it passed the Assembly Governmental Organization Committee 19-1 (1 member abstaining/not voting). It was then approved by the Assembly Appropriations Committee 15-2 on August 8th. The bill is now scheduled to be heard on the Assembly Floor on August 23rd.

Two tobacco-related resolutions are moving through the legislature:

In addition to introducing bills that affect California law, legislators may also submit resolutions for consideration. Resolutions are statements of opinion that, if passed, represent the general consensus of one or both houses of the legislature. These resolutions cannot be enforced as law and do not follow regular legislative rules or deadlines.

**ACR 254** (Holden – D, Pasadena) Smoke-free multiunit housing

Assembly Concurrent Resolution 254 encourages local jurisdictions throughout California to adopt policy to reduce smoking in existing and newly constructed multiunit housing.

**Status:** ACR 254 was introduced on June 13th and was referred to the Assembly Committee on Housing and Community Development, where it awaits a hearing.

**SCR 143** (Pan – D, Sacramento) Smoking: youth: motion picture industry

Senate Concurrent Resolution 143 encourages the California Department of Public Health, the Attorney General, and other state and local agencies to work with the motion picture industry to eliminate depictions of smoking in the entertainment industry.

**Status:** SCR 143 passed the Senate Health Committee 6-0 (3 abstaining/not voting) on June 6th. It was then approved by the Senate Floor 24-8 (7 abstaining/not voting) on July 2nd. It is scheduled to be heard in the Assembly Health Committee on August 21st.

The Center’s Bill Tracker ([www.center4tobaccopolicy.org/bill-tracker/](http://www.center4tobaccopolicy.org/bill-tracker/)) can be used to track all bills throughout the 2017-2018 legislative session. The Bill Tracker contains up-to-date information with full summaries, status updates and other information about pertinent bills introduced this session.

The American Lung Association in California Center for Tobacco Policy & Organizing will be following bills and providing updates as the session progresses. You can find those updates [here](http://www.center4tobaccopolicy.org/bill-tracker/).

Sources: Copies of the legislation outlined above and vote information may be obtained at [www.leginfo.legislature.ca.gov/](http://www.leginfo.legislature.ca.gov/). The 2018 Legislative Master Calendar can be found at [http://assembly.ca.gov/legislativedeadlines](http://assembly.ca.gov/legislativedeadlines).