

**Minutes of the Board of Public Health  
Multnomah County Board of Commissioners  
501 SE Hawthorne Blvd., Portland, Oregon  
Tuesday, January 27, 2015**

**PUBLIC HEARING**

Acting in the capacity of the Board of Public Health, Chair Deborah Kafoury called the meeting to order at 1:36 a.m. with Vice-Chair Jules Bailey and Commissioners Loretta Smith, Judy Shiprack and Diane McKeel present.

Also attending were Jenny Madkour, County Attorney, and Lynda Grow, Board Clerk.

[ALL CAPS TEXT IS THE BYPRODUCT OF CAPTIONING THIS PROGRAM.]

Board Clerk: IF YOU ARE PLANNING TO TESTIFY SIGN UP AT THE WELCOME DESK. WE HAVE SHEETS AND PENS AVAILABLE. THANK YOU.

Chair Kafoury: GOOD AFTERNOON. THANK YOU FOR COMING TODAY. WE THE BOARD OF MULTNOMAH COUNTY COMMISSIONERS ARE ACTING TODAY AS THE BOARD OF PUBLIC HEALTH. WE WILL BE TAKING TESTIMONY TODAY ON THE ISSUES THAT YOU SEE UP ON THE SCREEN. I JUST WANTED TO SAY THAT FROM THE MOMENT I LEARNED THAT MY NINE-YEAR-OLD DAUGHTER COULD WALK INTO A STORE AND LEGALLY PURCHASE AND USE E-CIGARETTES, IT HAS BEEN A MISSION OF MINE TO MAKE SURE THAT WE CAN DO WHAT WE CAN TO KEEP THESE PRODUCTS OUT OF THE HANDS OF MINORS. WE HAVE BEEN -- WE HAVE GONE TO AND LISTENED TO TESTIMONY IN FAIRVIEW LAST WEEK. TONIGHT WE WILL BE IN TROUTDALE. NEXT WEEK WOOD VILLAGE, AND AFTER THAT WE WILL BE WITH THE PORTLAND CITY COUNCIL. WE HAVE ALSO BEEN IN CONTACT WITH THE GRESHAM MAYOR AND GRESHAM CITY COMMISSIONERS. WE ARE TRYING TO GET PUBLIC INPUT FROM ALL PARTS OF MULTNOMAH COUNTY. AGAIN, I VERY MUCH APPRECIATE YOU ALL COMING HERE TODAY TO SHARE YOUR TESTIMONY WITH US. WE ARE GOING TO LIMIT TESTIMONY TO TWO MINUTES APIECE. IF YOU HAVE LONGER TESTIMONY, SUBMIT IT. WE HAVE COMMENTS ONLINE ON OUR WEB SITE. AND WE ARE ALSO HAVING ANOTHER TIME FOR PUBLIC COMMENT AT THE BOARD MEETING, THURSDAY, FEBRUARY 5th, BEGINNING AT 9:30 A.M. WE WANT TO HEAR FROM YOU. SEND YOUR COMMENTS IN ANY WAY THAT IS CONVENIENT FOR YOU. WE LOOK FORWARD TO HEARING YOUR TESTIMONY TODAY. THANK YOU.

Board Clerk: I'M GOING TO CALL FOUR NAMES. AS I CALL YOUR NAME, COME FORWARD AND BE SEATED. (4 NAMES CALLED)

Chair Kafoury: GOOD MORNING, YOU CAN START. I'M SORRY, AFTERNOON.

GOOD AFTERNOON, CHAIR KAFOURY AND COMMISSIONERS. LUCY LONGORIA WITH THE PUBLIC HEALTH COMMISSION OF OREGON. OUR MISSION IS TO PROMOTE HEALTH AND PREVENT THE LEADING CAUSES OF DEATH AND INJURY IN OREGON. MULTNOMAH COUNTY HEALTH DEPARTMENT HAS A LONG HISTORY OF WORKING TOGETHER ON MEANINGFUL TOBACCO CONTROL POLICIES THAT GET RESULTS. ADDICTION TO TOBACCO STARTS IN ADOLESCENTS. NINE OF 10 ADULTS WHO SMOKE REPORTED THAT THEY STARTED BEFORE TURNING 18. WHY IS THIS? AS NOTED IN THE SURGEON GENERAL REPORT, PROMOTION AND ADVERTISING BY TOBACCO INDUSTRY TO OUR KIDS IN OREGON ARE UNDER CONSTANT PRESSURE TO START USING TOBACCO. IT IS CHEAP, READILY AVAILABLE, EASY TO GET, AND PROMOTED IN MARKETS AND STORES WHERE KIDS FREQUENT. TOBACCO INDUSTRY SPENDS \$1 MILLION AN HOUR PROMOTING ITS PRODUCTS AND IT IS WORKING. YOUTH WHO LIVE AND GO TO SCHOOL IN HIGH DENSITY OF TOBACCO OUTLETS -- WE KNOW WHEN TOBACCO IS SWEET, CHEAP AND AVAILABLE, KIDS USE TOBACCO. A LICENSING PACKAGE STORE CAN REGULATE THE DENSITY OF TOBACCO RETAILERS AROUND SCHOOLS, CHILD CARE CENTERS, LIMIT PRICE DISCOUNTS THAT UNDERCUT THE PRICE EFFORTS THAT HELP SUPPORT PEOPLE STAY OFF TOBACCO. DO KEEP IN MIND THAT POLICY APPROACHES THAT ONLY RESTRICT YOUTH ACCESS ARE NOT PROVEN EFFECTIVE. IN UTAH, WHERE SMOKING RATES ARE LOW, AGE RESTRICTIONS FOR E-CIGARETTES HAVE BEEN IN PLACE SINCE 2010 -- OREGON PUBLIC HEALTH DIVISION THANKS MULTNOMAH COUNTY FOR THE LEADERSHIP ON THIS ISSUE AND WELCOMES ANY QUESTIONS THAT YOU MAY HAVE NOW OR IN THE FUTURE.

MY NAME IS CHUCK TAUMAN, PRESIDENT OF TOFCO - TOBACCO FREE COALITION OF OREGON, WE ARE OREGON'S ONLY EXCLUSIVE ANTI-TOBACCO ADVOCACY ORGANIZATION, AND HAVE BEEN IN OPERATION FOR ABOUT 25 YEARS AND FOR THAT PERIOD OF TIME, I HAVE BEEN INVOLVED IN THE FIGHT AGAINST TOBACCO, BOTH IN THE COURTROOM. I'M A LAWYER. AND IN THE COURT OF PUBLIC OPINION AND IN THE LEGISLATURE AND BEFORE THIS COUNCIL. I FIRST WANTED TO CONGRATULATE THE COUNCIL FOR, OR I SHOULD SAY THE HEALTH BOARD FOR REALLY DIVING INTO THIS AREA. IT'S ONE THAT THE FEDERAL GOVERNMENT HAS LOOKED AT AND IS LOOKING AT BUT HAS TAKEN NO ACTION. I'M TALKING ABOUT PROHIBITING AND REGULATING E-CIGARETTES. THAT THE STATE GOVERNMENT HAS LOOKED AT AND HAS AT LEAST TO DATE TAKEN NO ACTION. SO, IT'S GOING INTO AN AREA WHERE ACTION IS REQUIRED. IN PARTICULAR, THE PROHIBITION OF THE SALE, USE, AND POSSESSION OF E-CIGARETTES AND THE RELATED VAPING PRODUCTS TO MINORS. WE HAVE TO KEEP THIS OUT OF THE HANDS OF OUR CHILDREN. SECONDLY, IN THE AREA OF TOBACCO RETAIL LICENSING, WHICH OPENS UP THEN THE ABILITY TO ENFORCE SO MANY OF THE IMPORTANT REGULATIONS THAT ALREADY EXIST, IN PARTICULAR, AGAIN, KEEPING TOBACCO PRODUCTS OUT OF THE HANDS OF CHILDREN. AND, SO, I APPRECIATE YOU MOVING IN TO THIS AREA. I CAN PLEDGE OUR SUPPORT. I

HAVEN'T SEEN, OF COURSE, THE ORDINANCES THAT ARE SURE TO FOLLOW, BUT WE ARE VERY INTERESTED IN FOLLOWING THROUGH WITH YOU ON THESE TWO IMPORTANT ASPECTS. THANK YOU.

THANK YOU.

CHAIR KAFOURY, MEMBERS OF THE COMMISSION, MY NAME IS JENNIFER BAKER, TESTIFYING ON BEHALF OF THE OREGON NURSES ASSOCIATION. WE SUPPORT ALL THREE PROPOSALS ON THE TABLE TODAY, MY COMMENTS WILL BE FOCUSED ON THE SALE OF E-CIGARETTES TO MINORS AND USE OF THESE PRODUCTS IN PUBLIC SPACES AND WORKPLACES. ONA IS PROUD TO REPRESENT OVER 12,000 NURSES THROUGHOUT THE STATE. ALMOST 2,000 WHO LIVE HERE IN MULTNOMAH COUNTY AND 300 EMPLOYED BY THE COUNTY IN CORRECTIONS, SCHOOL-BASED HEALTH CENTERS, CLINICS, EARLY CHILDHOOD SERVICES AND ENVIRONMENTAL HEALTH. UNFORTUNATELY OREGON IS ONE OF NINE STATES THAT DOES NOT CURRENTLY REGULATE THE USE OF E-CIGARETTES, WHICH ARE INCREASINGLY POPULAR ESPECIALLY AMONG YOUTH. THESE PRODUCTS ARE NON-EMISSION FREE AND MANY QUESTIONS REMAIN REGARDING THE LONG-TERM IMPACTS. OREGON'S NURSES URGE YOU TO ACT TO PROHIBIT YOUTH FROM USING ELECTRONIC CIGARETTE PRODUCTS -- THE E-CIGARETTE INDUSTRY IS NOT PROHIBITED FROM TARGETING CHILDREN AND TEENS AND THEY DO SO AGGRESSIVELY IN THEIR ADVERTISING. MANY ADS UTILIZE CELEBRITY ENDORSEMENT, AND HAVE SCENES -- THERE ARE OVER 8,000 FLAVORS AVAILABLE TO ATTRACT CHILDREN, CAPTAIN CRUNCH, BLACKBERRY COBBLER, AND GUMMY BEAR. USE OF E-CIGARETTES -- THIS TREND -- USE OF E-CIGARETTES TWICE AS LIKELY TO USE CONVENTIONAL CIGARETTES. SECONDHAND -- ONE SUPPORTS THE WORLD HEALTH ORGANIZATION TO REGULATE E-CIGARETTES THE SAME WAY THAT WE REGULATE --

Chair Kafoury: THANK YOU.

COMMISSIONERS, GOOD AFTERNOON. I AM ALBERTO MORENO, THE CHAIR FOR THE COMMISSION ON HISPANIC AFFAIRS FOR THE GOVERNOR AND STATE OF OREGON. I WANT TO DRAW YOUR ATTENTION TO THIS PICTURE IN FRONT OF YOU. IT'S NOT THAT I WANT TO SHOW OFF MY MOTORCYCLE. ALTHOUGH CLEARLY THAT IS A CONCLUSION THAT YOU COULD DRAW.

WE WILL HAVE TO ASK YOU TO WEAR YOUR HELMET.

YES.

Mr. Moreno: AND SOMEWHERE IN THE PICTURE. IT IS ON THE TABLE RIGHT BEHIND ME. BUT THE REASON I PULLED THIS PICTURE UP FOR YOU IS BECAUSE THIS WAS TAKEN ON ALBERTA STREET, NEXT TO A RESTAURANT,

NEXT TO A LITTLE MEXICAN GROCERY STORE AND IF YOU LOOK AT THE PICTURE, YOU WILL SEE THAT THE WINDOW, THE VERY LARGE WINDOW AND THE SMALL MEXICAN GROCERY STORE IS PLASTERED WITH TOBACCO ADVERTISING. IT'S DISTURBING FOR US, DISTURBING FOR ME BECAUSE OUR CHILDREN WALK THESE STREETS. THEY WALK THE SIDEWALK. THIS IS WHERE OUR MOMS AND DADS SEND OUR CHILDREN TO BUY GROCERIES, TO GET MILK, AND THEY HAVE, I'M AFRAID TO CONFIRM FOR YOU, ALL TOO READY ACCESS TO THESE TOBACCO PRODUCTS. HERE AS THE CHAIR FOR COMMISSION ON HISPANIC AFFAIRS AND EXECUTIVE DIRECTOR FOR THE OREGON LATINO HEALTH COMMISSION. WE ARE CONCERNED ABOUT OUR CHILDREN. YOU HEARD ABOUT THE SPECIFIC POLICY OPTIONS. WHAT I WANT TO SAY TO YOU, I WANT TO SPEAK TO YOU PERSONALLY. IT'S TRUE THAT I AM HERE AS THE CHAIR FOR THE COMMISSION, TRUE THAT I'M HERE AS THE ED, BUT I'M ALSO A CHILD, I ALSO HAVE PARENTS, AND I HAVE MULTIPLE FATHERS WHO HELP TO RAISE ME. INCLUDING MY FATHER WHO SMOKED A PACK OF WINSTON-SALEMS A DAY AND A GREAT UNCLE WHO SMOKED TWO PACKS A DAY. I SHOULD TELL YOU THAT THAT GREAT UNCLE IS NO LONGER WITH US BECAUSE HE DIED FROM THE EFFECTS OF TOBACCO. HE DIED A VERY PAINFUL DEATH. HOW I CARVE OUT MY FATHER, WHO IS NOT AVAILABLE TO ME, HOW I CARVE HIM OUT IS THROUGH HIS MOUTH. I WANT TO TELL YOU WHAT MY FATHER SMELLS LIKE. HE SMELLS LIKE WINSTON-SALEM. NO CHILD - - NONE OF OUR CHILDREN SHOULD EVER HAVE TO ASSOCIATE THEIR FATHER WITH THAT SMELL. AND SO, I ASK YOU TO ASSUME A LEADERSHIP DECISION AND BRING FORTH THE RIGHT KIND OF POLICIES THAT PROTECT ALL OF OUR CHILDREN. WE HAVE HALF A MILLION LATINOS IN THE STATE, AND WE HAVE WONDERFUL, BEAUTIFUL CHILDREN. WE LOOK TO YOU TO PROTECT THEM. THANK YOU FOR YOUR TIME.

Chair Kafoury: THANK YOU.

Board Clerk: I'LL CALL UP THE NEXT FOUR. (Calls 4 names)

Chair Kafoury: WHO WANTS TO GO FIRST?

I WILL GO FIRST.

OKAY.

HELLO, GOOD AFTERNOON.

Chair Kafoury: GOOD AFTERNOON.

MY NAME IS ALLY ANGELDELKIO, AND I'M HERE WITH MY GROUP. I GO TO JAMES MADISON HIGH SCHOOL AND I'M A SENIOR. REBELS FOR A CAUSE IS A YOUTH HELD TOBACCO PREVENTION AND EDUCATIONAL GROUP AND IT CONSISTS OF HIGH SCHOOL STUDENTS WHO ARE MENTORED BY

PROVIDENCE HEALTH AND SERVICES. WE STRIVE TO INFLUENCE THE EDUCATION AND INSPIRE THE EXAMPLE TO PROMOTE A TOBACCO FREE WORLD. IT BACK IN 2010 WITH A GROUP OF SEVEN STUDENTS IN THE BEAVERTON HEALTH OCCUPATIONS PROGRAM. THIS YEAR, THERE ARE TOTAL OF 79 REBELS PARTICIPATING. THEY ARE -- THE DEVELOPMENT OF PUBLIC SERVICE ANNOUNCEMENTS, PRINT ADS AND PRESENTING MATERIALS TO MIDDLE SCHOOL STUDENTS IN THE AREAS AND TAKING PART IN EVENT SUCH AS THE GREAT AMERICAN SMOKE-OUT, AMERICAN LUNG ASSOCIATION, FIGHT FOR AIR CLIMB, STAIR CLIMB, NATIONAL KICK BUTTS DAY AND TIMBERS KIDS DAY. I JOINED THIS GROUP BECAUSE MY PARENTS ARE SMOKERS. BUT I HAD GROWN UP IN AN AREA WHERE THEY WEREN'T SMOKING. I WAS ALWAYS TOLD HOW TABOO THE PRODUCT AND ACT OF SMOKING WAS AND HOW I REALLY SHOULD NOT DO IT. I REMEMBER THE FIRST TIME I SAW MY PARENTS SMOKING AT THE AGE OF 12, I WALKED OUTSIDE AND SAW MY PARENT SMOKING WITH MY FRIENDS. WHEN THEY SAW ME, THEY TRIED TO HIDE IT BECAUSE IT WAS OBVIOUSLY TOO LATE. I STOOD THERE IN SHOCK LOOKING AT THEM. SINCE THAT DAY, THEY HAVE STOPPED HIDING IT FROM ME. AND THEY'RE SO OPEN TO THE POINT OF WHERE THEY WILL SEND ME TO GO BUY IT FOR THEM. AND I'M IN THE AWKWARD SITUATION WHERE I JUST WANT TO TELL THE CASHIER, HEY, I'M NOT THE ONE SMOKING. IT'S NOT FOR ME. I FOUND AT 35% OF THE PLACES DON'T EVEN I.D. ME AND I DON'T BELIEVE I LOOK VERY OLD. RIGHT NOW, THERE IS -- WE HAVE E-CIGARETTE BOXES SITTING IN OUR KITCHEN. AND IT IS DIRECTLY AFFECTING MY FAMILY. I LIVE IN A FAMILY OF SIX OTHER SIBLINGS, AGES TWO, FOUR, FIVE, EIGHT, NINE, AND 11. THESE E-CIGARETTE BOXES ARE BEING SOLD AT THE CONVENIENT STORE, CLACKAMAS TOWN CENTER MALL. MY MOM PURCHASED ONE AS WE WERE SHOPPING FOR MY FOUR-YEAR-OLD SISTER'S BIRTHDAY, AND SO REGULAR PEOPLE, INCLUDING MY MOTHER, HAD BEEN SMOKING IN THE MALL AS THEY WERE SHOPPING.

Chair Kafoury: I HATE TO DO THIS TO YOU, BUT YOU NEED TO WRAP IT UP. A LOT OF OTHER PEOPLE WANT TO TESTIFY.

SO, WITH -- INFLUENCE APPEARS OVER -- OUR GOAL AS REBELS IS TO EDUCATE KIDS AND ADOLESCENTS OF THE EFFECTS AND DANGER OF TOBACCO THAT ARE NOW IN OUR EVERYDAY LIVES. WE WANT TO AT LEAST MANAGE THE NEW COMING ADDICTION AND ENFORCING RULES TO STOP STUDENTS SMOKING DURING OR AT LEAST MORE OR LESS THE SCHOOL, PARK JUST THREE FEET AWAY FROM OUR SCHOOL GROUNDS, AND WITH ALL OF THESE NEW SHOPS AND THE ADS WITHIN WALKING DISTANCE DURING OUR LUNCHTIME, REBELS FOR A CAUSE USING EVENT FLYERS, PRESENTATIONS TO FOLKS IN THE NON-TOBACCO ENVIRONMENT. THANK YOU FOR YOUR SUPPORT AND OPPORTUNITY TO SHARE TODAY.

Chair Kafoury: THANK YOU. I APOLOGIZE FOR HAVING TO CUT YOUR TESTIMONY DOWN BUT WE HAVE A LOT OF FOLKS WHO WANT TO GET THEIR THOUGHTS THROUGH AS WELL.

HI, I'M JULIA ADEBOWA, A SENIOR FROM THE BEAVERTON SCHOOL DISTRICT. AND I'M GOING TO BE TALKING ABOUT MY REACTIONS TOWARDS US POSSIBLY CREATING THE ACTION TO PROHIBIT E-CIGARETTES FROM BEING SOLD TO MINORS. I BELIEVE THAT WILL HELP DECREASE THE AMOUNT OF YOUTH THAT ARE CURRENTLY USING THIS AS AN EASY OPPORTUNITY TO EXPERIMENT WITH THE QUOTE, UNQUOTE, NEW THING IN TOWN. ALSO, THIS WILL BECOME A GATEWAY IF THEY'RE CONTINUING TO USE E-CIGARETTES FOR THEM TO USE OTHER TOBACCO PRODUCTS. AND ALSO BECAUSE THE BIG TOBACCO COMPANIES CONSTANTLY TARGETING YOUTH, AND WHEN I SAY YOUTH, I MEAN BETWEEN THE AGE OF SPECIFICALLY 13 AND 17 IT MAKES IT EASIER AND COOL AND MORE ACCEPTABLE. TARGETING THEM THROUGH TV ADS THAT WE SEE ALMOST EVERY DAY AS WELL AS PUTTING POSTERS IN LOCAL COMMUNITIES WHERE THESE CHILDREN HANG OUT AFTER SCHOOL. THIS IS WHERE THEY SPEND THE MAJORITY OF THEIR TIME WITH THEIR FRIENDS AND DISCUSS THINGS LIKE THIS. AS WELL AS TRAINING RETAILERS IN -- SORRY -- IN MAKING SURE THAT THE INDIVIDUALS PURCHASING THIS ITEM ARE ACTUALLY ADULTS IS VERY IMPORTANT TO ME. BECAUSE I REMEMBER LOOKING AT MY 13-YEAR-OLD SISTER WALK UP TO THE COUNTER AS AN EXPERIMENT TO BUY AN E-CIGARETTE AND WAS NOT I.D., AND I COULDN'T BELIEVE THAT AN ADULT COULD SELL SOMETHING AS ADDICTING AS AN E-CIGARETTE TO A YOUTH. I WOULD NOT WANT TO SEE -- LOSING MY UNCLE AT THE AGE OF 12, IT WAS VERY HARD, AND THAT JUST BREAKS MY HEART TO SEE THAT. SO, I BELIEVE THAT TRAINING AND TAKING PRODUCTIVE ACTION IN CREATING THESE KINDS OF RULES TO PREVENT KIDS FROM DEALING IN THESE KINDS OF THINGS AND BEING IN MY POSITION WILL BE BENEFICIAL AND IT WILL DEFINITELY ENCOURAGE US TO CONTINUE OUR JOURNEY IN CREATING A TOBACCO-FREE WORLD. THANK YOU.

Chair Kafoury: THANK YOU.

HI, MY NAME IS KYRA ORTEGA-SCHWARTZ, A SENIOR AT CLACKAMAS HIGH SCHOOL AND ALSO A REBEL. EVEN THOUGH I DON'T LIVE IN MULTNOMAH COUNTY I FEEL STRONGLY ENOUGH TO COME OUT HERE AND TALK TO YOU ABOUT MY EXPERIENCE AS A REBEL AND AS A TEENAGER. BEFORE I BEGIN, I HAVE PRINT ADS THAT WE CREATED LAST YEAR THAT I WOULD LIKE TO SHARE WITH YOU GUYS.

Chair Kafoury: WE CAN PASS THEM OUT, TOO. IF FOLKS HAVE TESTIMONY THEY WANT TO HAND OUT, YOU CAN HAND IT TO LYNDA, OUR BOARD CLERK.

Ms. Ortega-Schwartz: AS A REBEL, I HAVE THE PRIVILEGE OF PRESENTING TO MIDDLE SCHOOLERS ABOUT TOBACCO PRODUCTS AND E-CIGARETTES ALIKE.

WE START OUR E-CIGARETTES PORTION BY ASKING WHAT IS AN E-CIGARETTE. RESPONSES VARY FROM ELECTRONIC CIGARETTE -- AS WE ALL KNOW -- A DEVICE NOT REGULATED BY THE FDA. E-CIGARETTES PRESENT A CHALLENGE TO MY PEERS AND I BECAUSE THERE IS SO LITTLE INFORMATION REGARDING THEIR EFFECT ON THE HUMAN BODY. THE DIFFICULTY LIES IN TRYING TO GET A 13-YEAR-OLD TO UNDERSTAND THAT DOCTORS AND SCIENTISTS ARE NOT ALL KNOWING. THAT THERE IS NO WAY TO KNOW FOR SURE HOW USING AN E-CIGARETTE FOR 50 YEARS WILL AFFECT A PERSON BECAUSE THEY HAVE NOT BEEN AROUND FOR 50 YEARS. WE TRY TO FOCUS ON THE FACT THAT THEY ARE NOT REGULATED BY THE FDA IS A DANGER IN AND OF ITSELF AND TRY TO FOCUS ON EXPLAINING FOR SOMEBODY WHO IS NOT ALREADY ADDICTED TO NICOTINE, E-CIGARETTES CAN BECOME A GATEWAY TO TRADITIONAL TOBACCO PRODUCTS. PRESENT THE SCENARIO, YOU GO TO A 7-ELEVEN DOWN THE STREET TO BUY A CARTRIDGE FOR YOUR E-CIGARETTE. THEY ARE OUT. SO YOU HAVE TO FIND ANOTHER FORM OF NICOTINE. YOU BUY A PACK OF MENTHOLS. THIS IS HOW E-CIGARETTES CAN LEAD YOU DOWN A PATH TOWARD TOBACCO PRODUCTS. OUR OVERALL GOAL AS REBELS IS TO MAKE SURE THAT STUDENTS CAN MAKE AN EDUCATED DECISION, BUT WE CANNOT CONTROL THEIR ACTIONS. CREATING MORE BARRIERS WHICH WILL SEPARATE YOUTH FROM ACCESSING E-CIGARETTES WILL ONLY BENEFIT THE COMMUNITY. PROHIBITING THE SALE AND USE OF E-CIGARETTES TO MINORS WOULD ONLY MAKE MY WORK AS A REBEL MORE EFFECTIVE. THIS LEGISLATION, IF IT WERE TO PASS, WOULD SOLIDIFY OUR MESSAGE TO YOUTH THAT E-CIGARETTES ARE DANGEROUS AND SHOULD BE AVOIDED.

Chair Kafoury: THANK YOU.

HI, I'M AMELIA MONEFRED FROM BEAVERTON HIGH SCHOOL AND I'M HERE WITH THE OTHER REBELS TO SHARE MY EXPERIENCE ON E-CIGARETTES. THIS IS IN REGARD TO THE OREGON CLEAN AIR ACT. RECENTLY, A STUDY PUBLISHED BY PORTLAND STATE UNIVERSITY IN THE OREGONIAN SAID THAT REGARDING E-CIGARETTES -- WE HAVE KNOWN THE EFFECTS OF FORMALDEHYDE SINCE 1983. IN LOW-LEVEL EXPOSURE, FORMALDEHYDE IS KNOWN TO CAUSE CHEST TIGHTNESS, SHORTNESS OF BREATH, AND IRRITATION TO THE EARS AND EYES AND NOSE. THIS TOOK ME BACK. ACTUALLY A COUPLE OF YEARS AGO, IF YOU GUYS HAVE HEARD OF IT, A BRAZILIAN BLOW-OUT, A HAIR CARE PRODUCT THAT IS NO LONGER USED BY MANY SALON OWNERS BECAUSE OF THE HIGH LEVELS OF FORMALDEHYDE IT PRODUCES. IF WE ARE NOT ALLOWING SALON PROFESSIONALS, LICENSED PEOPLE TO USE FORMALDEHYDE, WHY ARE WE ALLOWING CHILDREN TO BE BREATHING THIS AIR? WHY ARE WE ALLOWING PEOPLE TO BE GETTING MORE POLLUTION INTO THEIR LUNGS THAN ACTUALLY NEEDS TO BE THERE. THANK YOU FOR YOUR TIME.

Chair Kafoury: THANK YOU. [APPLAUSE]

Chair Kafoury: GOOD MORNING OR AFTERNOON. I WILL GET THAT RIGHT ONE OF THESE DAYS.

GOOD AFTERNOON. MY NAME IS MATT MINNEHAN AND I REPRESENT THE NORTHWEST VAPING ASSOCIATION. I WANT TO THANK YOU FOR TAKING ON SOME OF THESE ISSUES WHICH WE ARE ALSO DEALING WITH ON A STATE LEVEL. AND, YOU KNOW, MANY OF THESE SAME ISSUES. THE BIGGEST POINT I WOULD LIKE TO GET ACROSS TODAY, NORTHWEST VAPING ASSOCIATION IS 100% ON BOARD WITH NOT SELLING TO MINORS. IF YOU WALK IN TO MANY, IF NOT ALL OF OUR MEMBER'S STORES, YOU WILL CURRENTLY SEE THE SIGN THAT SAYS THEY WON'T SELL TO MINORS. THEY ARE NOT SELLING TO MINORS TODAY. IF YOUR DAUGHTER WALKED INTO OF OUR MEMBER STORES I GUARANTEE YOU SHE WOULD NOT BE SUCCESSFUL IN GETTING THAT. WE ARE 100% ON BOARD. THE ASSOCIATION I REPRESENT, RETAILERS AND MANUFACTURERS, THEY ARE TARGETING SMOKERS, NOT THE CHILDREN. PEOPLE WHO HAVE BEEN SMOKING FOR 20, 30 YEARS, AND LET ME EXPLAIN WHY THEY NEED THE FLAVORS. IT IS NOT TO ATTRACT CHILDREN. MOST PEOPLE DON'T LIKE THE TASTE OF SMOKE. OR MENTHOL. SO THEY NEED TO EXPLORE THE VANILLAS AND STRAWBERRIES AND WHATEVER THEIR FLAVOR HAPPENS TO BE TO GET THEM TO QUIT SMOKING AND START VAPING, WHICH, YOU KNOW, WE HAVE READ A LOT OF STUDIES, TOO, MOST OF THEM, IF NOT ALL SAY VAPING IS MUCH HEALTHIER THAN SMOKING. AGAIN, THAT'S THEIR TARGET. TARGETING PEOPLE WHO HAVE BEEN SMOKING FOR A NUMBER OF YEARS AND WANTING TO GET THEM TO START VAPING. FOR THE CLEAN AIR ACT, IF WE DO GO THE CLEAN AIR ACT WAY, WE WOULD JUST STRONGLY ADVISE OR SUGGEST THAT YOU HAVE AN EXCLUSION TO VAPE IN THE VAPE SHOPS. WHY THAT IS, AGAIN, THE TARGET IS TO GET SMOKERS OFF OF SMOKING AND START VAPING. AND IN ORDER TO DO THAT, THEY NEED TO TEST THE FLAVORS, FIND THEIR FLAVORS AND BE ABLE TO SMOKE -- OR VAPE IN A VAPE SHOP AND GET OFF SMOKING. I WILL END WITH SAYING I SERIOUSLY BELIEVE IN 15 YEARS, ONCE WE HAVE ENOUGH STUDIES AND ENOUGH KNOWLEDGE OF VAPING VERSUS SMOKING, YOU WILL BE THANKING THE INDUSTRY. PEOPLE -- IF EVERYBODY -- I STRONGLY BELIEVE IF EVERYBODY WHO IS SMOKING TODAY STOPPED SMOKING AND STARTED VAPING, YOUR HEALTH CARE COSTS IN OREGON WOULD DROP, YOU WOULD HAVE FAR LESS SIGNIFICANT HEALTH ISSUES TODAY. AND THANK YOU FOR THE OPPORTUNITY TO SPEAK TODAY.

Chair Kafoury: THANK YOU.

MADAM CHAIR AND COMMISSIONERS, THANK YOU FOR ALLOWING US TO COMMENT ON THIS SIGNIFICANT ISSUE THAT WE'RE TALKING ABOUT TODAY. MY NAME IS WILL KRAUSE. I AM PRESIDENT OF THE NORTHWEST VAPOR ASSOCIATION. I AM ALSO OWNER OF NORTHWEST VAPORS, TWO NOT RELATED, THOUGH SIMILAR NAME. WE ARE A DISTRIBUTOR OF ELECTRONIC

CIGARETTES AND A MANUFACTURER OF E-LIQUID. I WANT TO MAKE SURE, AS WE MOVE FORWARD, THAT EVERYBODY HERE UNDERSTANDS THAT NORTHWEST VAPOR ASSOCIATION IS NOT IN SUPPORT OF SELLING THESE TO MINORS. AS MATT ALREADY MENTIONED, WE WILL NOT SELL TO MINORS. NOBODY IN OUR ASSOCIATION. WE BELIEVE THAT IT'S A DANGEROUS THING FOR MINORS TO PICK UP FOR A NUMBER OF REASONS THAT HAVE BEEN CITED. SEVERAL PEOPLE HAVE ALREADY MENTIONED THAT WE NEED MORE STUDIES AND I WOULD LIKE TO POINT OUT THAT JUST LAST YEAR ALONE, MORE THAN 50 STUDIES WERE DONE ON ELECTRONIC CIGARETTES. INTERESTING THING IS THAT NOT A SINGLE ONE OF THEM RECOMMENDED THAT ELECTRONIC CIGARETTES BE CONTROLLED UNDER A CLEAN AIR ACT. MANY OF THEM, IN FACT, SEVERAL OF THEM STATED THAT THEY SHOULD NOT BE INCLUDED BECAUSE OF THE SMALL AMOUNT OF PARTICULATES. NOW, I LAUD THE REBELS HERE, AND I ENCOURAGE YOU GUYS TO CONTINUE WITH YOUR EXUBERANCE. HOWEVER, WE NEED TO UNDERSTAND WHEN WE HEAR A SENSATIONALIZED REPORT ON THE NEWS ABOUT A STUDY, WE NEED TO LOOK DEEPER. THE RECENT STUDY ON FORMALDEHYDE WAS VERY FLAWED. THEY, IN FACT, TOOK AN ELECTRONIC CIGARETTE, HELD THE BUTTON DOWN FOR 100 SECONDS BEFORE THEY TOOK THEIR TEST READING FOR FORMALDEHYDE. ANYONE WHO VAPES KNOWS THAT TWO, THREE SECONDS IS THE MAXIMUM THAT YOU WOULD HOLD DOWN THE BATTERY BUTTON. DOING IT FOR 100 SECONDS IS AKIN TO PUTTING A STEAK ON THE BARBECUE AND LEAVING IT THERE FOR TWO HOURS AT WHICH TIME IT WOULD BE FILLED WITH CARCINOGENS AND I DARE TO SAY NOBODY IN THIS ROOM WOULD EAT THAT STEAK. WE NEED TO BE CAREFUL WHEN WE HEAR THESE STUDIES. LOOK AT HOW THEY'RE DONE AND WHAT THE RESULTS ARE AND REMEMBER OF THE 50 STUDIES DONE LAST YEAR, NOT A SINGLE ONE RECOMMENDED ANY REGULATIONS AGAINST ELECTRONIC CIGARETTES. THANK YOU FOR YOUR TIME. WE APPRECIATE THE OPPORTUNITY TO SPEAK.

Chair Kafoury: THANK YOU. HI.

HI, THANK YOU FOR THE OPPORTUNITY TO SPEAK. MY NAME IS TIM SCHULTZ, AND I HAVE RUN BOTH OF THE ELEMENTS VAPE SHOPS HERE IN THE TRICOUNTY AREA. I WOULD ALSO LIKE TO ALONG WITH THE GENTLEMEN HERE, LIKE TO POINT OUT THE DIFFERENCE THAT VAPING HAS NOTHING TO DO WITH BIG TOBACCO. AND KIND OF HEARING -- A LOT OF THIS STUFF BEING LUMPED IN THIS TOBACCO -- I BELIEVE THAT THESE PRODUCTS HAVE SAVED MY LIFE. AND ONE OF THE MOST REWARDING THINGS I DO ON A DAILY BASIS SINCE I'VE COME TO RUN ONE OF THESE SHOPS IS HELPING PEOPLE GET OFF OF CIGARETTES. WHEN THEY COME BACK TO ME FOUR WEEKS LATER AND TELL ME THEY HAVEN'T HAD A CIGARETTE IN THREE WEEKS. THE SAME HAPPINESS THAT I FELT AFTER 26 YEARS OF TWO PACKS A DAY OF BEING ABLE TO NOT SUPPORT BIG TOBACCO. ONE OF THE BIGGEST JOYS OF MY LIFE AND I GET TO RELIVE THAT BY THESE SHOPS AND THAT'S WHERE THE SAMPLING AND PEOPLE BEING ABLE TO TRY BECAUSE THERE IS A LOT OF

DOUBT WITH THESE PRODUCTS, TOO, THAT THEY'RE GOOD ENOUGH TO QUIT WITH. THAT'S WHERE I STOOD FOR A LONG TIME. AND I JUST -- YEAH, I JUST WANT TO ASK FOR SOME SENSIBLE REGULATIONS THROUGH ALL OF THIS. THANK YOU.

Chair Kafoury: THANK YOU.

GOOD AFTERNOON, CHAIR KAFOURY AND COMMISSIONERS. MY NAME IS CHRIS GIRARD, CEO OF PLAID PANTRY AND CHAIRMAN OF THE OREGON NEIGHBORHOOD STORE ASSOCIATION. OUR COMPANY AND OUR ASSOCIATION SUPPORTS RESTRICTIONS ON ELECTRONIC CIGARETTES FOR MINORS, IN FACT, OUR COMPANY AND THE ASSOCIATION HAS ALREADY ESTABLISHED A POLICY THAT THEY WILL BE TREATED EXACTLY LIKE ANY OTHER TOBACCO PRODUCT, WHICH IS TO CHECK ANYBODY'S AGE IF THEY APPEAR UNDER 30. AND IN OUR COMPANY, WE SCAN THE DRIVER'S LICENSE INTO AN ELECTRONIC POINT OF SALE SYSTEM THAT ELIMINATES MISTAKES ON CHECKING AGE AND CALCULATING THE BIRTH DATE AND SO ON. IN LEGISLATING OR CREATING RESTRICTIONS ON THESE PRODUCTS, OUR HOPE IS THAT YOU WILL WORK WITH OTHERS WHO ARE LOOKING AT THE SAME THING, AND IN PARTICULARLY, THE LEGISLATURE. RIGHT NOW SIX BILLS IN FRONT OF THE LEGISLATURE ON THIS EXACT THING. AND THE REASON FOR THAT IS IT WILL ELIMINATE CONFUSION AMONG RETAILERS AS YOU CROSS BORDERS OF COUNTIES OR CITIES AND SO ON. I THINK IT WILL MAKE ENFORCEMENT EASIER AND COMPLIANCE EASIER, WHICH IS REALLY WHAT WE'RE LOOKING FOR IS COMPLIANCE. THE LICENSING, WE ARE NOT OPPOSED TO LICENSING PER SE. THERE ARE SOME PRETTY EXTREME CASES OF IT. I CALL IT ONE STRIKE AND YOU'RE OUT. I WOULD RECOMMEND WITH THE LICENSING TO HAVE PENALTIES AND SANCTIONS SIMILAR TO SOMETHING THE OLCC DOES WITH LIQUOR, ALCOHOL AND BEER. THAT IS THAT YOU HAVE TO REALIZE THAT IN SPITE OF THE BEST EFFORTS YOU WILL OCCASIONALLY HAVE AN EMPLOYEE MAKE A MISTAKE. THERE IS A PROGRESSIVE GRADUATED PENALTY PHASE. THERE IS SOME MITIGATION GIVEN IS A RETAILER TAKES AFFIRMATIVE STEPS IN TRAINING AND CHECKING UP ON THEIR EMPLOYEES AND SO ON. THIS IS A PROCESS THAT'S COMING AND WE LOOK FORWARD TO WORKING WITH YOU ON IT. AND I WOULD ENCOURAGE A STATEWIDE ANSWER TO THIS PROBLEM. THANK YOU VERY MUCH.

IF I MAY, JUST ONE QUICK CORRECTION. THERE ARE NOT SIX BILLS, THERE ARE NOW CURRENTLY 10 BILLS BEING PROPOSED BEFORE THE STATE LEGISLATURE.

Chair Kafoury: AND PROBABLY MORE TO COME.

AND PROBABLY MORE TO COME, YES.

Chair Kafoury: THANK YOU.

THANK YOU.

Board Clerk: PLEASE COME FORWARD AS I CALL YOUR NAME. (Calls 4 names.)

Chair Kafoury: WHOEVER WANTS TO START, CAN.

GOOD AFTERNOON. I'M DAVID PEYTON, COMMUNICATING AUTHOR OF THE NOW FAMOUS OR INFAMOUS STUDY FROM THE NEW ENGLAND JOURNAL OF MEDICINE. I WOULD ENCOURAGE PEOPLE TO ACTUALLY READ THE ARTICLE AND FIND OUT WHAT WE DID AND DIDN'T DO BY THE WAY, INCLUDING THE 100 SECONDS, WHICH IS NOT TRUE. THERE HAS BEEN A LOT WRITTEN. OUR RESEARCH, BY THE WAY, HAS NOT INDICATED THAT E-CIGARETTES ARE MORE DANGEROUS THAN CIGARETTES. WE DID NOT ASSERT THAT. OTHER PEOPLE ASSERTED THAT. WE NEVER DID. THAT IS NOT MY OPINION. A VARIETY OF MOLECULES OF CONCERNED ARE HOWEVER FORMED UNDER CERTAIN CONDITIONS. CERTAINLY HIGH-TEMPERATURE CONDITIONS IN E-CIGARETTES. BUT MUCH NEEDS TO BE DONE TO STUDY THESE, AND I BELIEVE IT WILL BE YEARS BEFORE WE ACTUALLY KNOW THE HEALTH EFFECTS OF THESE. REALIZE THAT IN PARALLEL, CIGARETTES HAVE HAD DECADES OF STUDY AND IT'S PROBABLY GOING TO BE DECADES BEFORE WE TRULY KNOW THE EFFECTS OF E-CIGARETTES. AS A CITIZEN, TRULY, NOT AS A SCIENTIST, I DO APPLAUD YOUR EFFORTS TO LOOK AT THIS FOR SELLING TO CHILDREN. AND IT'S, AGAIN, AS A CITIZEN, NOT A SCIENTIST, THAT I LOOK AT THIS BUSINESS AND SAY THAT OVER THE NEXT DECADES, THIS BUSINESS IS GOING TO LOOK TO RECRUIT CUSTOMERS AND WHERE IS THIS BUSINESS GOING TO GET ITS CUSTOMERS? WILL IT BE JUST FROM SMOKERS? I ACTUALLY HOPE SO. BECAUSE I THINK AS SMOKERS SWITCH TO E-CIGARETTES, THERE IS A BENEFIT TO THEM. IF IT'S ATTRACTING NON-SMOKERS, I FAIL TO SEE THE POTENTIAL BENEFIT FOR THEM. THANK YOU VERY MUCH.

Chair Kafoury: THANK YOU. GOOD AFTERNOON.

GOOD AFTERNOON. MY NAME IS GWYN ASHCOM, THE HEALTH EDUCATOR AT PORTLAND STATE UNIVERSITY AND I HAVE WORKED EXTENSIVELY ON OUR SMOKING AND TOBACCO POLICY. WE ARE GOING TO BE A SMOKE AND TOBACCO-FREE CAMPUS WHICH INCLUDES VAPING, E-CIGARETTES, VAPORIZERS, ALL OF THE USE OF THAT. WE HAVE TAKEN THAT ON MAINLY BECAUSE OF THE LIMITED RESEARCH THAT TELLS US NOT A WHOLE LOT YET ABOUT WHAT IS IN E-CIGARETTES. WE CANNOT CONDONE OR SAY THAT IT IS HEALTHY. PERSONALLY, I DO A LOT OF SMOKING CESSATION COUNSELING. I HAVE COUNSELED OVER 200 STUDENTS. EMERGING ISSUE OF E-CIGARETTES HAS BEEN COMING UP IN THE SESSIONS. PROBLEMS THAT I AM CONCERNED WITH, YOU DON'T HAVE THE SOCIAL QUEUE TO STOP AS YOU DO WITH A REGULAR CIGARETTE. E-CIGARETTES CAN HAVE HUNDREDS OF PUFFS IN

ONE CARTRIDGE. SO, THROUGH A SITTING, I HAVE HAD MANY STUDENTS TELL ME -- THEY ARE UNABLE TO TELL ME THE AMOUNT OF NICOTINE THEY ARE TAKING IN FOR A DAY WHICH MAKES IT HARD FOR ME TO ADVISE THEM ON HOW TO QUIT. THESE ARE STUDENTS COMING UP, IF THEY ARE GOING TO BECOME ADDICTED TO ANY SUBSTANCE, THEY WILL DO IT BY THE TIME THEY'RE 26 YEARS OLD. WE ARE IN A PLACE OF EDUCATION AND IN A PLACE TO GIVE THEM THE RESOURCES THEY NEED. THE MAIN CONCERN, AGAIN, GOING BACK TO E-CIGARETTES NOT HAVING THE SOCIAL CUE AND STUDENTS NOT REALIZING THAT THEY COULD BE DOUBLING THE DOSAGE OF WHAT THEY WERE TAKING WITH TOBACCO. I HAD A STUDENT THAT ENDED UP SLIPPING BACK AND FORTH BETWEEN THE TWO AND DOUBLING HIS ADDICTION ONCE WE GOT HIM OFF VAPING AND -- HE IS STILL STRUGGLING WITH VAPING IN CONJUNCTION WITH TOBACCO USE. I ENCOURAGE YOU TO KEEP THINKING ABOUT ALL OF THESE ISSUES AND WE NEED MORE WITH FDA AND REGULATIONS AROUND THIS FOR OUR YOUTH. THANK YOU.

MY NAME IS PAUL BATES. I OWN DIVISION VAPOR, A LOCAL RETAIL OPERATION. I WANT TO FIRST SAY THAT CIGARETTES ARE GENERALLY RECOGNIZED. TOBACCO CIGARETTES ARE GENERALLY RECOGNIZED AS ONE OF THE LEADING PREVENTIBLE CAUSES OF DEATH IN THE WORLD. E-CIGARETTES, ALL INGREDIENTS UNDER THE FDA, GENERALLY RECOGNIZED AS SAFE. IN THE COMBINATION OF E-CIGARETTES, THERE NEEDS TO BE MORE STUDY. EVERYBODY RECOGNIZES THE FACT, BUT -- ANY SCIENTIST LOOKING AT THIS GENERALLY RECOGNIZES THAT E-CIGARETTES SIMPLY HAS TO BE SAFER THAN TOBACCO CIGARETTES WITH THE THOUSANDS OF CARCINOGENS, YEARS AND YEARS OF STUDY, AND THERE HAS BEEN YEARS AND YEARS OF STUDY AS WELL INTO THE INGREDIENTS THAT COMPRISE E-CIGARETTES BUT AS THEY ARE COMBINED IN E-CIGARETTES, THERE STILL NEEDS TO BE MORE WORK DONE. I WANT TO POINT OUT THAT BIG TOBACCO IS OUR ENEMY AS WELL AS YOURS. BIG TOBACCO IS -- NEARLY KILLED ME. MY GRANDMOTHER DIED FROM LUNG CANCER AND BEGGED ME ON HER DEATH BED TO QUIT SMOKING. I COULD NOT QUIT. MY DOCTORS GAVE ME THE HEALTH SCARE OF MY LIFE SAYING THAT I MOST LIKELY HAVE CANCER, RAN ME THROUGH CAT SCANS AND A BIOPSY AND LUCKILY I HAD SARCOIDOSIS INSTEAD. I STILL COULD NOT QUIT SMOKING. E-CIGARETTES DID IT FOR ME AFTER 30 YEARS OF SMOKING, I WAS ABLE TO TAILOR MY NICOTINE DOWN LOWER UNTIL I'M ALMOST VAPING ZERO NICOTINE. IT IS A PRODUCT THAT CAN MANAGE THE NICOTINE DELIVERY SO MUCH MORE EFFICIENTLY. AND WHENEVER I HEAR A COMPANY -- PEOPLE WHO ARE AGAINST TOBACCO START SAYING, OH, MY GOSH, E-CIGARETTES AND THEIR FLAVORS ARE PROMOTING TO CHILDREN, I SAY NO. THEY ARE KILLING THE TOBACCO INDUSTRY THEMSELVES, AND THEY ARE THE PROPONENTS FOR KEEPING ALL FLAVORS AWAY FROM THE INDUSTRY. BECAUSE WE ARE GOING TO BE THE DEATH OF THEM. THAT'S ALL.

Chair Kafoury: THANK YOU.

HI.

HI.

MY NAME IS JAMES COOK. I'M JUST A REGULAR JOE, CITIZEN OF THE GREAT STATE OF OREGON. YOU KNOW, HERE IS THE THING. I'VE LIVED IN OREGON MY WHOLE LIFE, RAISED FIVE CHILDREN, HAVE TWO BEAUTIFUL GRANDCHILDREN AND A THIRD ONE ON THE WAY. I WAS HOPELESSLY ADDICTED TO TOBACCO FOR 25 YEARS. I TRIED EVERYTHING TO QUIT. AND I COULDN'T. I TRIED HYPNOSIS, THE PATCH, THE GUM, NOTHING WORKED. E-CIGARETTES WORKED FOR ME. AND I JUST WANT -- AS THESE FUTURE DECISIONS COME UP, I WANT YOU TO KEEP THAT IN MIND. E-CIGARETTES BOUGHT ME SOME MORE TIME WITH MY GRANDCHILDREN. I'M HEALTHIER, FEEL BETTER. MY DOCTOR SAYS I'M HEALTHIER. OFF OF HIGH BLOOD PRESSURE MEDICINE. FOR ME THAT IS CALLED ANECDOTAL EVIDENCE. THAT IS WHAT I KNOW TO BE TRUE. CONSIDER THAT. THINK ABOUT THOSE THINGS. IT IS NOT TOBACCO AT ALL. I FEEL GRATEFUL JUST TO HAVE BROKEN THAT CYCLE FOR ONCE, YOU KNOW. AND I FEEL GOOD TODAY. I WOULD HATE TO SEE THE OPPORTUNITY FOR SOMEONE ELSE TO LIVE A MORE SATISFYING AND BETTER LIFE BE LIMITED BY AN IGNORANT DECISION. THAT'S ALL.

Chair Kafoury: THANK YOU.

Mr. Cook: MAY I MAKE ONE MORE QUICK POINT? WE -- THE VAPING COMMUNITY, NOT THE OVER-THE-COUNTER -- THAT YOU ARE SEEING PROMOTED TO CHILDREN, THINGS LIKE THAT IN THE SMALL STORES. WE ARE CAPTURING THAT PART OF THE COMMUNITY THAT COULD NOT QUIT ANY OTHER WAY, THAT COULD NOT QUIT ON NICOTINE PATCHES, GUM, CHANTIX. WE ARE CAPTURING THAT PART OF THE POPULATION THAT FINDS IT HARDEST TO QUIT BECAUSE THEY DO NOT WANT TO GIVE UP THE HABIT. THAT IS WHAT WE ARE PROMOTING AND WE ARE SAVING LIVES.

THANK YOU.

Chair Kafoury: THANK YOU. [APPLAUSE]

MADAM CHAIR. WE HAVE ONE MORE SIGNED UP. TIA HENDERSON, PLEASE COME FORWARD.

THANK YOU EVERYONE. GOOD AFTERNOON. MY NAME IS DR. TIA HENDERSON, RESEARCH MANAGER AT UPSTREAM PUBLIC HEALTH, STATEWIDE NONPROFIT FOCUSED ON IMPROVING THE HEALTH OF ALL OREGONIANS THROUGH SOUND POLICY. I WANT TO COMMEND THE COMMISSIONERS FOR CONSIDERING PROTECTING OUR CHILDREN'S HEALTH FOR REDUCED ACCESS TO NICOTINE PRODUCTS. THAT IS MY FOCUS IS

CHILDREN'S USE OF THESE PRODUCTS. AS A PORTLAND RESIDENT, I APPRECIATE THE GOVERNMENT TAKING THIS PROACTIVE ROLE IN LOOKING AFTER COMMUNITY WELL BEING. THE SET OF TOBACCO POLICIES YOU'RE CONSIDERING TODAY I THINK WILL HELP PROTECT OUR COMMUNITY'S FUTURE HEALTH BY PROTECTING YOUTH. TOBACCO RELATED ILLNESS, AS YOU HEARD, ROBS US OF OUR LOVED ONES AND STEALS OUR YOUTH'S HEALTH WHEN THEY BECOME ADDICTED TO NICOTINE AT AN EARLY AGE. I HAVE FRIENDS WHO BEGAN USING TOBACCO PRODUCTS EARLY IN MIDDLE SCHOOL AND STILL HAVEN'T BEEN ABLE TO QUIT. IN MY PARTICIPATING IN A TOBACCO REAL -- RETAIL ASSESSMENT, I WAS TROUBLED BY THE FOCUS OF SO MANY OF THE NICOTINE PRODUCTS THAT ARE AT CHILDREN'S EYE LEVEL. THEY DO SAY THINGS LIKE SILLY STRAWBERRY, WHICH TO ME SOUNDS VERY APPEALING TO A CHILD. AND I WAS ALSO SURPRISED THAT EVERY THIRD HIGH SCHOOL JUNIOR YOU MEET TODAY IN OREGON HAS USED SOME FORM OF SMOKELESS TOBACCO PRODUCTS. SO, IT'S NO WONDER THEN THAT TOBACCO-RELATED ILLNESS CONTINUES TO BE THE NUMBER ONE KILLER IN OREGON. I WANTED TO POINT OUT AS OF TODAY I COULD TAKE OUT THIS VAPE AND THIS IS BY A COMPANY THAT'S -- THAT ALSO OWNS KENT AND NEWPORT -- SO IT IS MAYBE DIFFERENT FROM THE ONES THAT WERE JUST MENTIONED -- I COULD INHALE FROM THIS E-CIGARETTE, EXHALE NICOTINE INTO THE AIR AND I COULD ALSO SELL A DIFFERENT ONE WITHOUT A LICENSE TO A FIVE-YEAR-OLD CHILD. SO, WE HAVE A SHARED RESPONSIBILITY TO CONSIDER PREVENTION-FOCUSED POLICIES, INCLUDING LICENSING, REGULATING E-CIGARETTES SO THAT MINORS CANNOT PURCHASE THEM AND INCLUDING E-CIGARETTES IN THE INDOOR CLEAN AIR ACT. I URGE YOU TO TAKE THESE COMMON SENSE ACTIONS TO PROTECT OUR YOUTH'S HEALTH NOW AND IN THE FUTURE. THANK YOU FOR YOUR TIME.

Chair Kafoury: THANK YOU. IF ANYBODY ELSE WOULD LIKE TO TESTIFY, WE'RE HAPPY TO HEAR YOUR COMMENTS. WE JUST ASK YOU TO FILL OUT A SHEET AND LET US KNOW. AS I SAID, WE WILL BE HAVING ADDITIONAL HEARINGS ON FEBRUARY 5th, 10:30 A.M. HERE IN THE BOARD ROOM. AT THIS POINT, IF MY COLLEAGUES WANTED TO MAKE ANY COMMENTS BEFORE WE WRAP THIS UP.

I WANT TO THANK EVERYONE WHO SHOWED UP TODAY TO PARTICIPATE IN THIS. I REALLY APPRECIATE PARTICIPATION. IT IS GREAT TO SEE YOUNG PEOPLE IN THIS ROOM. AND I REALIZE THAT MAKES ME SOUND LIKE A GRANDMOTHER WHEN I SAY THAT, BUT I AM A GRANDMOTHER, SO I GET TO SOUND THAT WAY. SO, THANK YOU VERY MUCH. AND YOUR COMMENTS ARE VALUABLE AND WE APPRECIATE YOUR PARTICIPATION.

Commissioner Smith: I'M LOSING MY VOICE, THANK YOU. I WOULD LIKE TO ADD TO THAT THAT I APPRECIATE ALL OF THE YOUTH AND THE PUBLIC WHO CAME OUT TODAY TO INFORM US ON HOW TO MAKE POLICIES THAT WILL ULTIMATELY IMPACT YOUR LIVES, AND NOT JUST FOR TODAY BUT FOR TOMORROW. SO THANK YOU VERY MUCH.

Chair Kafoury: THANK YOU AGAIN FOR COMING OUT TODAY. I JUST WANTED TO REITERATE THAT WE HAVE NOT -- CHUCK, THE REASON YOU HAVE NOT SEEN ANY ORDINANCE DRAFTED BECAUSE WE HAVEN'T YET. WE ARE IN THE INFORMATION-GATHERING PHASE. WE WILL BE TAKING ACTION. THE QUESTION IS TO WHAT EXTENT. YOUR INPUT IS SO VALUABLE. I APPRECIATE YOU COMING AND LOOK FORWARD TO CONTINUING THIS VERY, VERY IMPORTANT CONVERSATION. WITH NO FURTHER COMMENTS, WE ARE ADJOURNED. [GAVEL].

### **ADJOURNMENT**

The meeting was adjourned at 2:02 p.m.

This transcript was prepared by LNS Captioning and edited by the Board Clerk's office. For access to the video and/or board packet materials, please view at:  
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Submitted by:  
Lynda J. Grow, Board Clerk and  
Marina Baker, Assistant Board Clerk  
Board of County Commissioners  
Multnomah County