

Findings of Fact:

1. The Davis County Board of Health passed the original ***Tobacco Retailer Regulation*** on August 14, 2018 to establish a process for the health department to administer and enforce tobacco retailer permits.
2. The proposed changes to the ***Tobacco Retailer Regulation*** include updating renumbered Utah Health Code; expanding upon the term tobacco products to also include electronic cigarette products and nicotine products; adding definitions for: electronic cigarette, electronic cigarette product, flavored electronic cigarette product, nicotine product, proprietor, tobacco retailer, and tobacco retailer permit; revising the definition of retail tobacco specialty business; adding a subsection regarding what constitutes a tobacco retailer permit violation; adding a subsection about health department oversight and conducting inspections; and, adding civil penalties for violating the terms of a tobacco retailer permit, including penalties for selling to an underage buyer.
3. The proposed changes to the Davis County Regulation are not in conflict with Federal Law, State Statute or Rule.
4. The Board of Health provided a public hearing as required by law. The hearing was held on September 21, 2023 and written comments were received until September 28, 2023.

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Conclusions of Law:

1. The proposed changes to the Davis County Board of Health's ***Tobacco Retailer Regulation***, as approved for public hearing at a regularly scheduled Board meeting, have been reviewed and commented on by the general public and interested parties.
2. The proposed changes to the ***Tobacco Retailer Regulation*** continue to protect the public's health.

IN WITNESS WHEREOF, the Davis County Board of Health has approved this **Findings of Fact and Conclusions of Law** this 14th day of November, 2023.

Signed: _____

Date: _____