

# Tobacco Retailer Regulation

## Findings of Fact & Conclusions of Law



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# Findings of Fact

- 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.
- The proposed changes 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
  - adding civil penalties for violating the terms of a tobacco retailer permit, including penalties for selling to an underage buyer

# Findings of Fact

- The proposed changes to the Davis County Regulation are not in conflict with Federal Law, State Statute or Rule.
- The Board of Health provided a public hearing as required by law.
  - The hearing was held on September 21, 2023
  - Written comments were received until September 28, 2023

# Report of Public Hearing

- The public hearing was held at 5:00 p.m. on September 21, 2023 at the Davis County Health Department.
- Written comments were received until 5:00 p.m. on September 28, 2023.

## Summary

- No public comments were received at the hearing or in writing.



# Conclusions of Law

- The proposed changes to the Davis County Board of Health's Tobacco Retailer Regulation have been reviewed and commented on by the general public and interested parties.
- The proposed changes to the Tobacco Retailer Regulation continue to protect the public's health.

# Thank you!



## Questions?