



Tobacco Retailer Regulation
Davis County Board of Health
August 8, 2023

Summary of Changes

This regulation was first adopted in 2018 to align with new legislation that established the process by which local health departments issue, suspend, and revoke a tobacco retail permit. This legislation also authorized the establishment of Utah Administrative Rule R384-324.

The purpose of the proposed regulation changes is to:

- 1) Address multiple updates in Utah Code since 2018
 - Updated renumbered Utah Health Code
 - Expanded upon the term tobacco products to also include electronic cigarette products and nicotine products so each product can be regulated separately
 - Added definitions for: electronic cigarette, electronic cigarette product, flavored electronic cigarette product, nicotine product, proprietor, tobacco retailer, and tobacco retailer permit
 - Revised the definition of retail tobacco specialty business
- 2) Increase transparency about permit expectations with tobacco retailers
 - Added subsection regarding what constitutes a tobacco retailer permit violation
 - Added subsection about health department oversight and conducting inspections
 - Added civil penalties for violating the terms of a tobacco retailer permit, including penalties for selling to an underage buyer