

**Virtual Utah Department of Health Public Hearing via Zoom regarding rule filing #53559,
Proposed Rule Amendment to R384-415 – Electronic Cigarette Substance Standards
Wednesday July 7, 2021 – 2:30 PM to 4:00 PM**

Due to COVID-19, this public hearing will only be held virtually via this

Zoom link: <https://us02web.zoom.us/j/82302766468?pwd=S3Q2a0k0M3BPNEE0eFBwd2JwZ3RsQT09>
Passcode: r384-July7

Or join by phone: US: +1 669 900 6833 or +1 346 248 7799 / Webinar ID: 823 0276 6468 / Passcode: 8431108770

To sign up to provide public comment during this virtual public hearing, please contact TPCP Policy Analyst Christy Cushing at 801-538-6260 or ccushing@utah.gov or email tobaccorulescomments@utah.gov.

AGENDA

1. Welcome – Braden Ainsworth, Program Manager and Hearing Officer
2. Overview to Proposed Rule Amendment to R384-415 – Electronic Cigarette Substance Standards
3. Public Comments
4. Conclusion

Due to the passage of H.B. 23 from the 2020 General Session, the Utah Department of Health (UDOH) is required to establish labeling, nicotine content, packaging, and product quality standards for manufacturer sealed electronic cigarette substances, or otherwise known as a sealed electronic cigarette pod or cartridge. UDOH made rule filing #53257 effective 6/01/2021.

UDOH also filed a proposed rule amendment to the effective rule filing #53257. The proposed rule amendment to Admin. Rule R384-415, filing #53559, revises the rule to align with changes in Title 26, Chapter 57, Section 103, due to the passage of S.B. 1003 during the First Special Session. With this proposed rule amendment, UDOH also seeks to incorporate additional changes related to the nicotine content in R384-415-5(1)(b), and the product quality requirements in R384-415-7 to address public comment concerns the Department received between March 15, 2021 and April 15, 2021.

The proposed rule amendment to Administrative Rule R384-415, filing #53559, revises the rule to align with changes in Title 26, Chapter 57, Section 103, due to the passage of S.B. 1003 during the First Special Session. If the proposed rule amendment goes into effect as written, it would become effective on July 22, 2021. At that time, all of the requirements of that rule would also apply to manufacturer sealed electronic cigarette products, also known as pre-filled electronic cigarettes, or disposables.

The [Utah Office of Administrative Rules' 6/15/2021 Bulletin](#), beginning on page 24, includes a copy of the change in proposed rule amendment R384-415. [Click here for a PDF copy of the proposed rule amendment to R384-415](#). A copy of this rule amendment may also be obtained from Christy Cushing at 801-538-6260 or ccushing@utah.gov or the Tobacco Prevention and Control Program, Utah Department of Health PO Box 142106, Salt Lake City, Utah 84114-2106.

Public comments on the proposed rule amendment to R384-415, filing #53559, will be accepted until 7/15/2021 and can be sent to tobaccorulescomments@utah.gov. Please contact TPCP Policy Analyst Christy Cushing for questions at 801-538-6260 or ccushing@utah.gov.