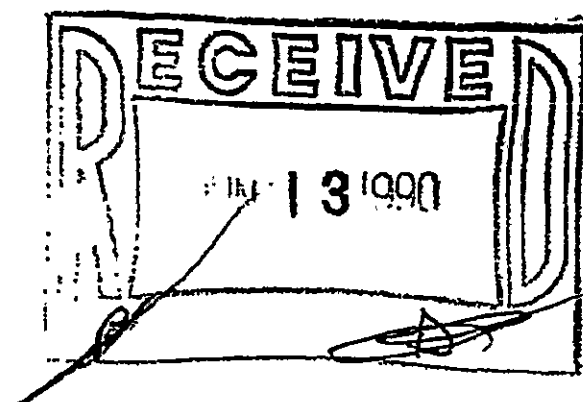


June 7, 1990



STATE HEADLINES

- Texas legislature passed 15-cent cigarette tax hike in little more than 24 hours this week ...effective 7/1, state tax will be highest in nation -- 41 cents per pack. Education funding package (H6) also hikes tax on pipe, smoking and smokeless tobacco from 28.125 to 35.213-percent...increases sales tax by 0.25-percent...raises gross receipts tax on mixed drinks.
- Florida passed 9.9-cent cigarette tax increase to fund indigent medical care last week...part of \$780 million-plus in new taxes passed in last hours of session...effective 7/1, rate will be 33.9 cents per pack. Tax on other tobacco products was dropped from H3695 in conference cmte. Lawmakers also passed amendments to current smoking law...H1799 requires smoking areas to be provided in airports, certain other public places...prohibits firing or promotion of employee based on use of tobacco products...also mandates at least 35-percent nonsmoking in restaurants, 50-percent in workplaces.
- New York City, NY, Council approved sampling ordinance (401-A) on 6/5...effective 30 days after Mayor Dinkins signs...prohibits distribution of less-than-cost tobacco products in public places or public events...measure exempts free samples to adults in stores selling tobacco products. Same day, Council adopted resolution (Res. 306) which urges manufacturers not to use toll-free phone numbers to distribute sample products or other promotional items.

TAXES

- Three tax bills pending in North Carolina: H2123 would raise current cigarette excise by 0.5-cent per pack...H2231 would impose new 2-cent tax on every pack manufactured in state...H2232 would repeal current 2-cent excise but impose 0.5-cent manufacturer's tax.
- New Jersey Assembly Appropriations Cmte held first public hearing on Governor Florio's tax package 6/6...no action taken yet...proposals include raising cigarette surtax from 6 to 16.4 percent and imposing new 24-percent excise tax on OTP.
- Delaware task force on indigent health care sent recommendation to Governor that current 14-cent cigarette tax be doubled to fund program...Secretary of Finance, who chaired group, is drafting bill for possible consideration before session ends 6/30.
- Rhode Island House Finance Cmte stripped provisions to apply sales tax to cigarettes from H9467 last week...reported indigent care bill to floor without earmarking. Governor DiPrete has proposed eliminating cigarettes' sales tax exemption as part of deficit reduction.

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SMOKING RESTRICTIONS

- Pennsylvania House Education Cmte reported bill imposing penalty for violation of 1988 law against use of tobacco products in public schools...H2183 also makes minor amendment to general Clean Indoor Act...could be used as vehicle for further restrictions.
- Two Delaware smoking bills introduced...H663 would limit smoking in workplaces, restaurants, other public places...H670 would ban smoking in child care centers...both are in House Substance Abuse Cmte.

SAMPLING/ADVERTISING/SALES RESTRICTIONS

- Massachusetts Senate will vote 6/11 on reconsideration of this week's vote against sampling, vending regulation bill...on 6/4, Senate substituted S1685, including preemption of new local bans, for bill to ban tobacco sampling S45...but failed to move new bill to third reading 6/5.
- California sampling regulation measure was postponed again this week...A3967 to be considered 6/13 in Assembly Ways & Means...bill would preempt local ordinances.
- New York Assembly Commerce Cmte unanimously OK'd bill requiring transit systems to maximize non-fare revenues...sent A10983, to withhold state aid from systems that discriminate against legal products in their advertising policies, to Ways & Means Cmte. New vending bill introduced: S8787 would require machines to be under direct supervision and control of employee of premises, unless located where inaccessible to minors.
- Delaware H664 and H665 would raise minimum age for sale of tobacco products from 18 to 19 years...would impose license suspension for violation by retailers.

EMPLOYMENT DISCRIMINATION

- South Carolina House passed ban on basing any personnel action on employee's use of tobacco products...S981 is now before Senate for concurrence...adjournment is tonight.

THE LOCAL LOOK

- Colorado. Lamar special election held on smoking restrictions 6/5...voters approved restrictions by vote of 431-355...City Council meets 6/11 to draft ordinance.
- West. Culver City, CA, Park Commission met 6/5 to discuss possible vending restrictions, smoking bans...may propose to City Council. Lodi, CA, City Council voted 6/6 on ordinance to restrict smoking in workplaces...completely ban in restaurants, other public places. San Luis Obispo, CA, City Council to hold public hearing 6/19 on smoking restriction ordinance...would affect workplaces, restaurants, public places. Pierce County, WA, Council considering licensing requirements for tobacco retailers, vendors...would prohibit all sale, distribution or advertising within 100 feet of schools...6/1 Council agreed to delay action for 90 days to review voluntary efforts to reduce sale to minors.
- Northeast. Brookline, MA, Town Meeting has not yet reached by-law for sampling, vending ban...vote expected 6/11. Pittsburgh, PA, City Council to hold public hearing 7/10 on vending restriction proposal.

THE LOCAL LOOK, cont'd.

- . Southeast. Vienna, VA, Town Council approved nickel cigarette tax increase 6/4...raised from 10 to 15 cents per pack...effective 7/1. New Hanover County, NC, Board of Health and County Commissioners met 6/6 on smoking restriction ordinance...Commissioners will not support Health Board's proposed workplace, public smoking bans...agreed to consider ordinance similar to Raleigh's...requires restaurants to post smoking policies.
- . Midwest. Ann Arbor, MI, anti-smoking task force met 6/5 on smoking restriction ordinance...no action taken...meets again 6/19. St. Louis, MO, Board of Aldermen considering ordinance to ban smoking in all City buildings...to be formally introduced 6/8...may have committee action 6/12...Personnel Dept. is also formulating smoking policy for City employees. Norwood, OH, City Council postponed Cmte of the Whole session on smoking measure...to be held 6/18.

STATE SIDEBARS

- . Sponsor of California death certificate bill pulled A4211 from Assembly Ways & Means calendar this week...was last chance for reconsideration of earlier defeat, so bill is dead...would have required forms to note alcohol abuse, tobacco use and eating disorders.
- . Ins and Outs. Florida legislature briefly extended session...adjourned 6/2. South Carolina lawmakers complete action tonight. Washington legislature held one-day special session on law enforcement 6/5...fourth Texas special session on education is winding up. Scheduled to finish 1990 regular sessions by the end of this month: Arizona...Delaware...Illinois...New York...North Carolina...and Rhode Island.

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1990 STATE LEGISLATIVE SESSIONS
June 7, 1990

IN	STATE	REGULAR SESSION		CO TO '90	SPECIAL SESSIONS
	ALABAMA	1/9	- 4/23		
	ALASKA	1/8	- 5/8	CO	June-hunting, education
R/S	ARIZONA	1/8	- (6/30)		1/10-(?) on revenue, runs concurrently
	ARKANSAS	No regular session in 1990			
X	CALIFORNIA	1/3	- (11/30)	CO	
	COLORADO	1/10	- 5/10		
	CONNECTICUT	2/7	- 5/9		6/25-Veto, transportation
X	DELAWARE	1/9	- (6/30)	CO	
	FLORIDA	4/3	- 6/2		
	GEORGIA	1/8	- 3/9	CO	
	HAWAII	1/17	- 5/4	CO	
	IDAHO	1/8	- 3/30		
X	ILLINOIS	1/10	- (6/30)	CO	
	INDIANA	1/3	- 3/13		
	IOWA	1/8	- 4/8	CO	
	KANSAS	1/8	- 5/5	CO	
	KENTUCKY	1/2	- 4/13		
X	LOUISIANA	4/16	- (7/17)		
	MAINE	1/3	- 4/19	CO	
	MARYLAND	1/10	- 4/9		
X	MASSACHUSETTS	1/3	- (1/2/91)		
X	MICHIGAN	1/10	- (12/28)	CO	
	MINNESOTA	2/12	- 4/25	CO	
	MISSISSIPPI	1/2	- 4/6		6/18-(?) on education finance
	MISSOURI	1/3	- 5/18		
	MONTANA	No regular session in 1990			5/21-5/25 on revenue, prisons
	NEBRASKA	1/3	- 4/9	CO	
	NEVADA	No regular session in 1990			
	NEW HAMPSHIRE	1/3	- 5/3	CO	
X	NEW JERSEY	1/9	- (12/31)	*	
	NEW MEXICO	1/16	- 2/15		3/16-3/20 revenue; June-workers comp
X	NEW YORK	1/3	- (6/22)	CO	
X	NORTH CAROLINA	5/21	- (6/29)	CO	3/6
	NORTH DAKOTA	No regular session in 1990			
R	OHIO	1/2	- (12/31)	CO	
	OKLAHOMA	2/5	- 5/25	CO	1/3-recess-2/14-5/13 education (began 8/89)
	OREGON	No regular session in 1990			5/7-workers comp
X	PENNSYLVANIA	1/2	- (11/30)	CO	
X	RHODE ISLAND	1/2	- (6/22)	CO	
X	SOUTH CAROLINA	1/9	- (6/7)	CO	
	SOUTH DAKOTA	1/9	- 3/12		
	TENNESSEE	1/9	- 4/12	CO	
S	TEXAS	No regular session in 1990			2/27-3/28; 4/2-5/1; 5/2-5/30; 6/4-(6/29) education
	UTAH	1/8	- 2/21		
	VERMONT	1/3	- 5/16	CO	
	VIRGINIA	1/10	- 3/10	*	4/18-Veto day
	WASHINGTON	1/8	- 3/8	CO	3/9-4/2; 6/5-local govt aid
	WEST VIRGINIA	1/10	- 3/10		3/11-3/14 budget; 6/22-work comp; Sept-ed.
	WISCONSIN	1/23	- 3/22	CO	5/15-Veto session
	WYOMING	2/19	- 3/16		

CO - Bills carried over from 1989 session to 1990 consideration.

* - New Jersey & Virginia bills may carry over from 1990 to 1991 sessions.

X - In regular session S - In special session R - In recess

Adjournment dates in parentheses are approximate.