



**Dee Andrews**  
**City of Long Beach**  
**Councilmember, Sixth District**

**R-18**

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**Date:** December 3, 2013

**To:** Honorable Mayor and Members of the City Council

**From:** Councilmember Dee Andrews, Sixth District *DA*  
Councilwoman Suja Lowentahl, Second District *S*

**Subject:** Regulation of Electronic Cigarettes and Vapor Devices

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**RECOMMENDATION:**

Request that the City Council direct the City Attorney to amend the Long Beach Municipal Code 5.81.010 to include electronic cigarettes, vapor devices, and products containing biologically active amounts of nicotine in the definition of tobacco products, and to make other changes to the tobacco retailers permit and self-service display of tobacco products, as well as to prohibit the use of such devices in No Smoking areas.

**DISCUSSION:**

Due to the recent increase in populatiy, many cities are adopting an ordinance to regulate the use of the e-cigarettes and vapor devices. Both the Federal Drug Administration (FDA) and the State of California are discussing proposed legislation to regulate the use of these devices, as well as other regulations to deal with the growing industry.

Currently, the City of Long Beach has no regulations on these devices, thus leaving access for all ages to purchase or use the devices in any areas of the City, including public facilites, school campuses, and parks.

To provide a better quality of life for our residents, it is requested that the City of Long Beach request the City Attorney to prepare an amendment to the Municipal Code to require electronic cigarettes and vapor devices to comply with the City's tobacco ordinance, as well as to prohibit the use of such devices in No Smoking areas.

**FISCAL IMPACT:**

There is no significant cost for this item.