

How to Read and Analyze a Bill

Jano Dekermenjian

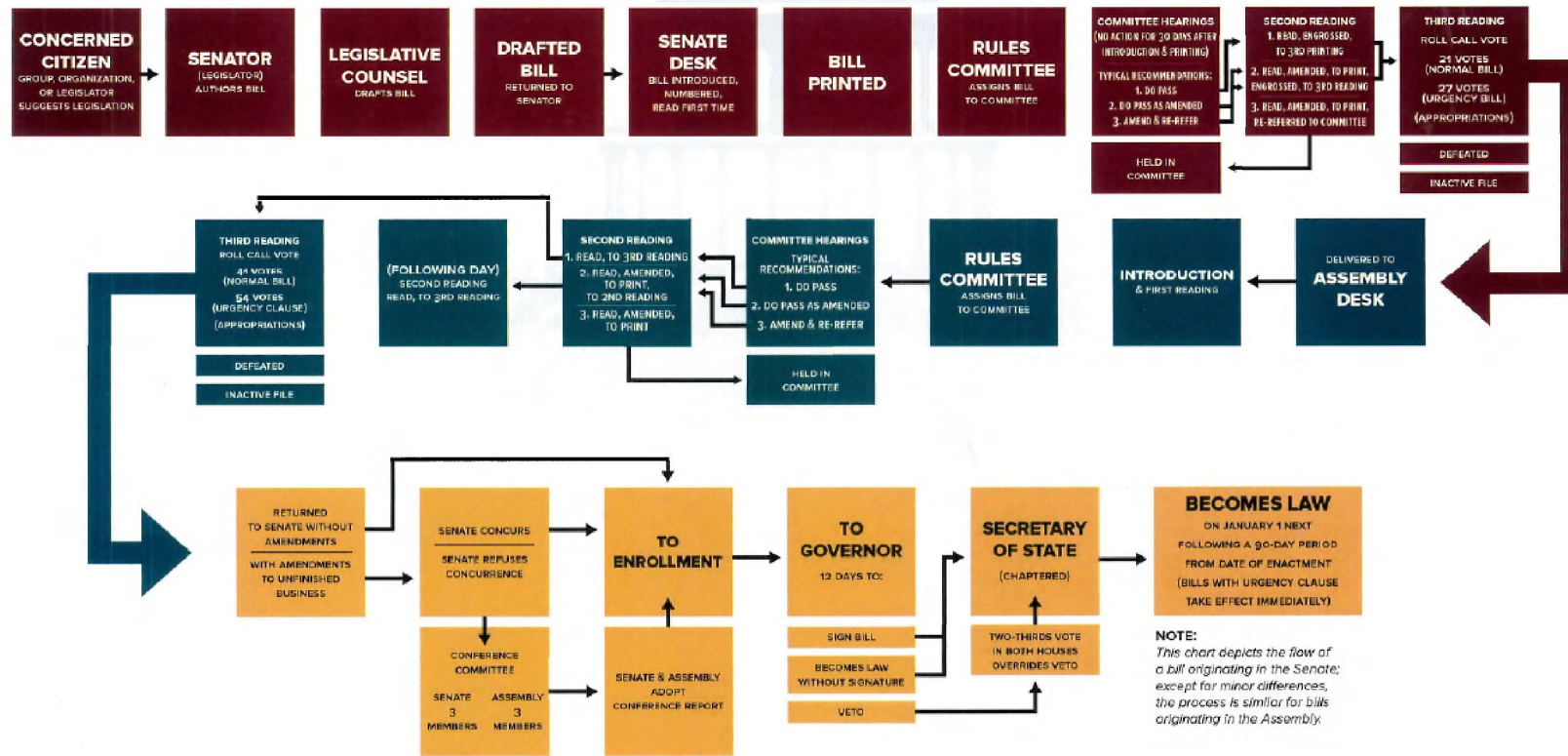
Capitol Director

Office of Senator Jerry Hill



HOW A BILL BECOMES LAW IN CALIFORNIA

A chart showing the route a bill takes through the California Legislature.



COMPLIMENTS OF: SENATOR JERRY HILL, 13TH SENATE DISTRICT

Legislative Process

1. Legislator introduces bill.
2. Bill is heard and voted on by a policy committee. If approved...
3. Bills that have a fiscal impact are heard and voted by the Appropriations Committee. If approved...
4. The bill is voted on by the full Senate/Assembly. If approved...
5. The process repeats in the second house.
6. If approved by the second house without amendments, the bill head to the Governor.
7. If approved by the second house with amendments, the bill heads back to the first house for a final vote, then heads to the Governor.
8. Governor signs or vetoes.

Senate Bill 39 (Hill, 2019)

Bill Summary: SB 39 imposes stricter age verification requirements for tobacco products sold online or by mail.

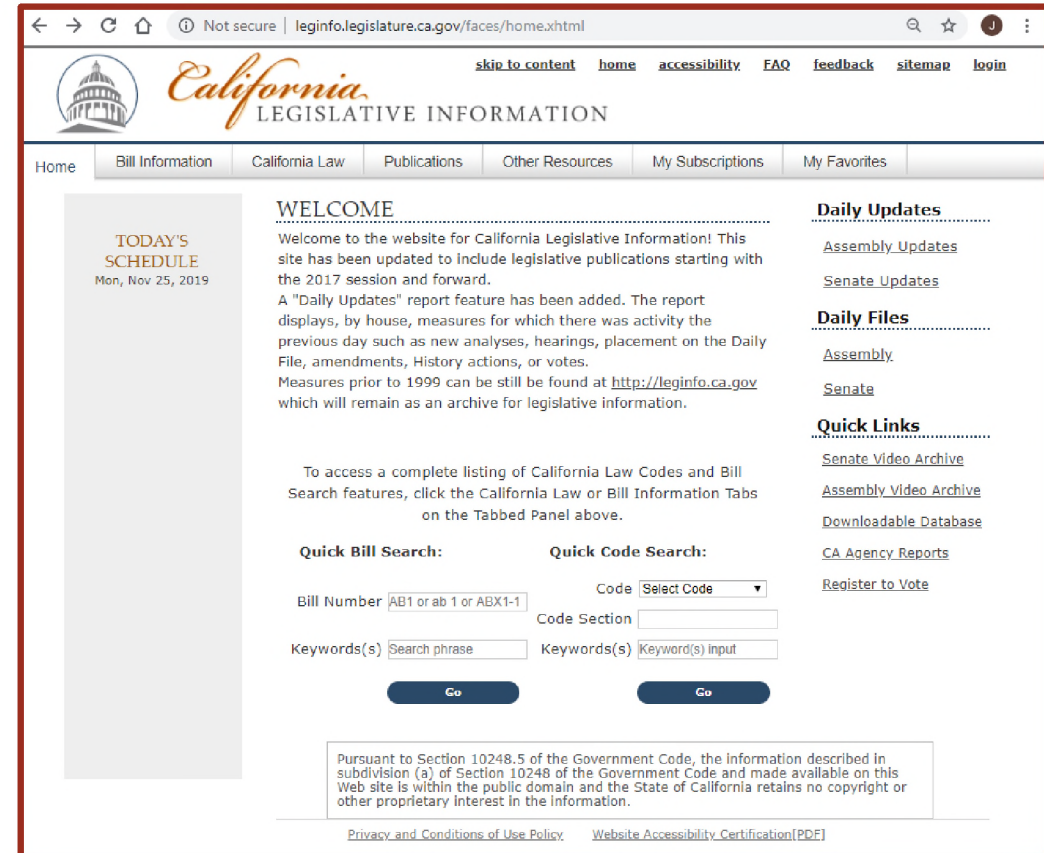
The bill requires tobacco companies to deliver tobacco products in conspicuously marked containers and obtain the signature of a person 21 years of age or older before delivering a tobacco product.



Image Source: Tobacco Control Legal Consortium

Leginfo: CA's Legislative Information Website

- <http://leginfo.legislature.ca.gov>
- One stop shop for:
 - Bill information
 - California law
 - Legislative publications
 - Variety of other legislative resources



The screenshot displays the homepage of the California Legislative Information website. The browser address bar shows the URL leginfo.legislature.ca.gov/faces/home.xhtml. The page features a navigation menu with tabs for Home, Bill Information, California Law, Publications, Other Resources, My Subscriptions, and My Favorites. A "TODAY'S SCHEDULE" widget shows the date as Monday, November 25, 2019. The main content area includes a "WELCOME" message, a "Daily Updates" section with links for Assembly and Senate updates, and a "Quick Links" section with links to video archives and reports. Search options for bills and codes are provided, along with a "Go" button. A disclaimer at the bottom states that the information is in the public domain.

How to Look up a Bill

The screenshot shows the California Legislative Information website. The browser address bar displays "leginfo.legislature.ca.gov/faces/home.xhtml". The page header includes the California state seal and the text "California LEGISLATIVE INFORMATION". A navigation menu contains links for "Home", "Bill Information", "California Law", "Publications", "Other Resources", "My Subscriptions", and "My Favorites". A "Quick Search" box is located in the top right corner. Below the navigation menu, there is a breadcrumb trail: "Bill Information >> Bill Search". The main content area features a "Bill Search" form with two tabs: "Bill Search" (selected) and "Text Search". The form contains several input fields and dropdown menus: "Bill Number:" with the value "SB 39" entered; "House:" with the value "Both" selected; "Statute Year:" (empty); "Chapter Number:" (empty); "Session Year:" with the value "2019 - 2020" selected; "Author:" with the value "All" selected; "Code:" with the value "All" selected; "Code Section:" (empty); and "Keyword(s):" (empty). There are "Search" and "Clear" buttons at the bottom of the form. A red circle highlights the "Bill Number" input field.

Not secure | leginfo.legislature.ca.gov/faces/home.xhtml

skip to content home accessibility FAQ feedback sitemap login

California LEGISLATIVE INFORMATION

Quick Search: Bill Number AB1 or ab 1 or ABX go

Home Bill Information California Law Publications Other Resources My Subscriptions My Favorites

Bill Information >> Bill Search

Bill Search Text Search

Bill Number: SB 39 Session Year: 2019 - 2020 Keyword(s):

House: Both Author: All For a phrase: "Surround it with Quotes"

Statute Year: Code: All

Chapter Number: Code Section:

Search Clear

Key Features: Leginfo Bill Page

- Bill Text
- Votes
- History/Status
- Committee Analysis
- Tracking Notification

The screenshot displays the California Legislative Information website for Senate Bill No. 39. The page includes a navigation menu with options like Home, Bill Information, California Law, Publications, Other Resources, My Subscriptions, and My Favorites. A search bar is located in the top right corner. The main content area features a breadcrumb trail: Bill Information >> Bill Search >> Text. Below this, there are links for PDF, Add To My Favorites, and Track Bill, along with a version dropdown menu set to 09/16/19 - Chaptered. The bill title is "SB-39 Tobacco products. (2019-2020)". A secondary navigation bar includes Text, Votes, History, Bill Analysis, Today's Law As Amended, Compare Versions, Status, and Comments To Author. Social media sharing options for Facebook and Twitter are present, along with a "Date Published: 09/17/2019 04:00 AM" timestamp. The bill title "Senate Bill No. 39" and "CHAPTER 295" are prominently displayed. The description of the bill is: "An act to amend Section 22963 of the Business and Professions Code, relating to tobacco products. [Approved by Governor September 16, 2019. Filed with Secretary of State September 16, 2019.]". Below this is the "LEGISLATIVE COUNSEL'S DIGEST" section, which includes the bill number and title, a summary of existing law, the bill's purpose, and the legislative intent. The digest concludes with the text: "THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:" and "SECTION 1. Section 22963 of the Business and Professions Code is amended to read:". The final paragraph of the digest states: "22963. (a) The sale, distribution, or nonsale distribution of tobacco products directly or indirectly to any person under 21 years of age through the United States Postal Service or through any other public or private postal or package delivery service at locations, including, but not limited to, public mailboxes and mailbox stores, is prohibited."

How to Read a Bill

| | |
|---|---|
| Date bill last amended | AMENDED IN SENATE APRIL 10, 2019 |
| Bill number | SENATE BILL No. 39 |
| Authors and coauthors | Introduced by Senators Hill, Glazer, and Portantino (Principal coauthor: Assembly Member McCarty) (Coauthors: Senators Allen, Beall, Dodd, Hertzberg, Leyva, Skinner, Stone, Wieckowski, and Wiener) (Coauthors: Assembly Members Berman, Bloom, Cristina Garcia, Kalra, Rodriguez, Ting, and Wood) |
| Date of introduction | December 3, 2018 |
| Descriptive title, which indicates code section(s) being amended or added | An act to amend Section 22963 of the Business and Professions Code, relating to tobacco products. |
| Legislative Counsel summary of the bill and relevant existing law | LEGISLATIVE COUNSEL'S DIGEST SB 39, as amended, Hill. Tobacco products. Existing law, the Stop Tobacco Access to Kids Enforcement (STAKE) Act, prohibits the sale, distribution, or nonsale distribution of tobacco products, as defined, directly or indirectly to any person under 21 years of age through the United States Postal Service or through any other public or private postal or package delivery service. Existing law requires a person selling or distributing tobacco products directly to a consumer through the United States Postal Service or by another postal or package delivery service to comply with specified age-verification policies. Existing law authorizes enforcing agencies to assess civil penalties for violations of the STAKE Act. |
| Strikeout indicates word being deleted; <i>Italicized</i> text indicates new language | Existing law, the Stop Tobacco Access to Kids Enforcement (STAKE) Act, prohibits the sale, distribution, or nonsale distribution of tobacco products, as defined, directly or indirectly to any person under 21 years of age through the United States Postal Service or through any other public or private postal or package delivery service. Existing law requires a person selling or distributing tobacco products directly to a consumer through the United States Postal Service or by another postal or package delivery service to comply with specified age-verification policies. Existing law authorizes enforcing agencies to assess civil penalties for violations of the STAKE Act. This bill would additionally require sellers, distributors, and nonsale distributors to deliver tobacco products only in conspicuously marked containers, as specified, and to obtain the signature of a person 21 years of age or older before delivering a tobacco product. <i>The bill would allow</i> |

How to Read a Bill (continued)

Page number

SB 39

— 2 —

Bill Key:

Indicates vote threshold, if bill is fiscal, if bill creates a state mandated local program

a person to designate an address for delivery that is different from the person's mailing or billing address, if the person's mailing or billing address has been verified in accordance with specified provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

Line number

The people of the State of California do enact as follows:

1 SECTION 1. Section 22963 of the Business and Professions
2 Code is amended to read:

3 22963. (a) The sale, distribution, or nonsale distribution of
4 tobacco products directly or indirectly to any person under 21 years
5 of age through the United States Postal Service or through any
6 other public or private postal or package delivery service at
7 locations, including, but not limited to, public mailboxes and
8 mailbox stores, is prohibited.

Actual bill language that will be codified

9 (b) Any person selling or distributing, or engaging in the nonsale
10 distribution of, tobacco products directly to a consumer in the state
11 through the United States Postal Service or by any other public or
12 private postal or package delivery service, including orders placed
13 by mail, telephone, facsimile transmission, or the Internet, *internet*,
14 shall comply with the following provisions:

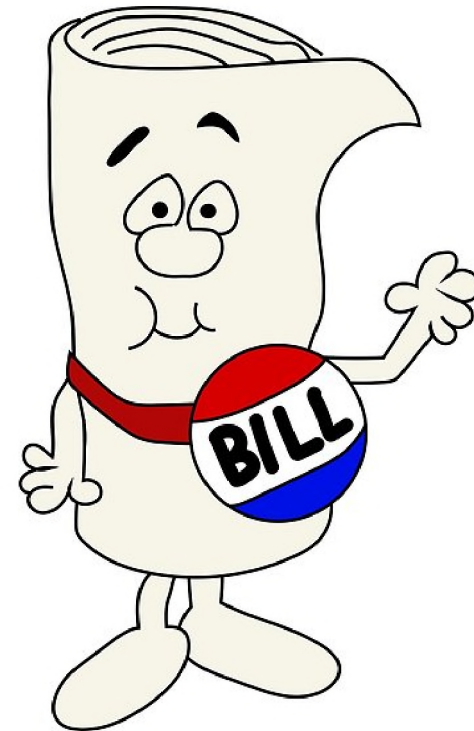
Amendments:
Strikeout indicates word being deleted;
Italicized text indicates new language

15 (1) (A) Before ~~enrolling~~ a person as a customer, or distributing
16 or selling, or engaging in the nonsale distribution of, the tobacco
17 product through any of these means, the distributor or seller shall
18 verify that the purchaser or recipient of the product is 21 years of
19 age or older. The distributor or seller shall attempt to match the
20 name, address, and date of birth provided by the customer to
21 information contained in records in a database of individuals whose
22 age has been verified to be 21 years or older by reference to an
23 appropriate database of government records kept by the distributor,
24 a direct marketing firm, or any other entity. In the case of a sale,
25 the distributor or seller shall also verify that the billing address on
26 the check or credit card offered for payment by the purchaser
27 matches the address listed in the database.

28 (B) If the seller, distributor, or nonsale distributor, is unable to
29 verify that the purchaser or recipient is 21 years of age or older
30 pursuant to subparagraph (A), ~~he or she~~ *the seller, distributor, or*
31 *nonsale distributor* shall require the customer or recipient to submit
32 an age-verification kit consisting of an attestation signed by the

Tips for Reading a Bill

- Check to see if the bill is adding new language, amending existing language, or both.
- While the Legislative Counsel summary is helpful, be sure to read the actual bill text carefully.
- Have the latest version of the bill.
- Review the committee analysis, if available.
- Do not hesitate to contact the author's office.
- For complex bills, or bills that are heavily amended, consider using the "Today's Law as Amended" feature on the Leginfo website.



Today's Law as Amended

“Today's Law As Amended” indicates how the current law would be changed if the bill takes effect. The proposed *text additions* to the code section are displayed in blue italics and the proposed ~~deletions~~ are displayed in red strikethrough.

This feature can be helpful for complex or heavily amended bills.

The screenshot shows the California Legislative Information website. The page title is "SB-39 Tobacco products. (2019-2020)". The "Today's Law As Amended" tab is selected and circled in red. The content displays the amended text for Section 22963 of the Business and Professions Code. The text includes proposed additions in blue italics and deletions in red strikethrough. For example, the original text "he or she" is replaced with "he, she, or it" in blue italics. The original text "No delivery described under this section shall be permitted to any post office box." is shown in red strikethrough, with a new blue italicized sentence "(D) A delivery described under this section shall not be permitted to any post office box." added below it.

SECTION 1. Section 22963 of the Business and Professions Code is amended to read:

22963. (a) The sale, distribution, or nonsale distribution of tobacco products directly or indirectly to any person under 21 years of age through the United States Postal Service or through any other public or private postal or package delivery service at locations, including, but not limited to, public mailboxes and mailbox stores, is prohibited.

(b) Any person selling or distributing, or engaging in the nonsale distribution of, tobacco products directly to a consumer in the state through the United States Postal Service or by any other public or private postal or package delivery service, including orders placed by mail, telephone, facsimile transmission, or the ~~internet, internet,~~ shall comply with the following provisions:

(1) (A) Before enrolling a person as a customer, or distributing or selling, or engaging in the nonsale distribution of, the tobacco product through any of these means, the distributor or seller shall verify that the purchaser or recipient of the product is 21 years of age or older. The distributor or seller shall attempt to match the name, address, and date of birth provided by the customer to information contained in records in a database of individuals whose age has been verified to be 21 years or older by reference to an appropriate database of government records kept by the distributor, a direct marketing firm, or any other entity. In the case of a sale, the distributor or seller shall also verify that the billing address on the check or credit card offered for payment by the purchaser matches the address listed in the database.

(B) If the seller, distributor, or nonsale distributor, is unable to verify that the purchaser or recipient is 21 years of age or older pursuant to subparagraph (A), *he, she, or it, the seller, distributor, or nonsale distributor,* shall require the customer or recipient to submit an age-verification kit consisting of an attestation signed by the customer or recipient that ~~he, the customer~~ *or she, the recipient* is 21 years of age or older and a copy of a valid form of government identification. For the purposes of this section, a valid form of government identification includes a driver's license, state identification card, passport, an official naturalization or immigration document, such as an alien registration receipt card (commonly known as a "green card") or an immigrant visa, or military identification. In the case of a sale, the distributor or seller shall also verify that the billing address on the check or credit card provided by the consumer matches the address listed in the form of government identification.

(2) In the case of a sale, the distributor or seller shall impose a two-carton minimum on each order of cigarettes, and shall require payment for the purchase of any tobacco product to be made by personal check of the purchaser or the purchaser's credit card. No money order or cash payment shall be received or permitted. The distributor or seller shall submit to each credit card acquiring company with which it has credit card sales identification information in an appropriate form and format so that the words "tobacco product" may be printed in the purchaser's credit card statement when a purchase of a tobacco product is made by credit card payment.

(3) In the case of a sale, the distributor or seller shall make a telephone call after 5 p.m. to the purchaser confirming the order prior to shipping the tobacco products. The telephone call may be a person-to-person call or a recorded message. The distributor or seller is not required to speak directly with a person and may leave a message on an answering machine or by voice mail.

(4) (A) The nonsale distributor shall deliver the tobacco product to the recipient's verified mailing address, or in the case of a sale, the seller or distributor shall deliver the tobacco product to the purchaser's verified billing address on the check or credit card used for payment. ~~No delivery described under this section shall be permitted to any post office box.~~

(B) In the case of a nonsale, a recipient may designate an alternative address for delivery, if the recipient's mailing address has been verified in accordance with this section.

(C) In the case of a sale, a purchaser may designate an alternative address for delivery, if the purchaser's billing address has been verified in accordance with this section.

(D) A delivery described under this section shall not be permitted to any post office box.

Votes

The screenshot shows the California Legislative Information website. The page title is "SB-39 Tobacco products. (2019-2020)". The "Votes" tab is selected and circled in red. Below the tabs is a table titled "Bill Votes" with the following data:

| Bill Votes | |
|------------|--|
| Date | 09/03/19 |
| Result | (PASS) |
| Location | Assembly Floor |
| Ayes Count | 77 |
| Noes Count | 0 |
| NVR Count | 2 |
| Motion | SB 39 Hill Senate Third Reading By McCarty |
| Ayes | Aguiar-Curry, Arambula, Bauer-Kahan, Barman, Bigelow, Bloom, Boerner Horvath, Bonta, Brough, Burke, Calderon, Carrillo, Cervantes, Chau, Chen, Chiu, Choi, Chu, Cooley, Cooper, Cunningham, Daly, Diep, Eggman, Flora, Fong, Friedman, Gabriel, Gallagher, Cristina Garcia, Gipson, Gloria, Gonzalez, Gray, Grayson, Holden, Irwin, Jones-Savvyer, Kalra, Kamlager-Dove, Kiley, Lackey, Levine, Limón, Low, Maienschein, Mathis, Mayes, McCarty, Medina, Melendez, Mullin, Muratsuchi, Nazarian, Obornolte, O'Donnell, Patterson, Petrie-Norris, Quirk, Quirk-Silva, Ramos, Reyes, Luz Rivas, Robert Rivas, Rodriguez, Blanca Rubio, Salas, Santiago, Smith, Mark Stone, Ting, Voepel, Waldron, Weber, Wicks, Wood, Rendon |
| Noes | |
| NVR | Frazier, Eduardo Garcia |

History/Status

Shows where a bill has gone, and where a bill will go.


The screenshot shows the California Legislative Information website. The page title is "SB-39 Tobacco products. (2019-2020)". The "History" tab is selected and circled in red. Below the tabs is a table with columns "Date" and "Action". The table lists various actions taken by the bill, including its introduction, committee referrals, readings, and final passage.

| Date | Action |
|----------|--|
| 12/03/18 | Introduced. Read first time. To Com. on RLS. for assignment. To print. |
| 12/04/18 | From printer. May be acted upon on or after January 3. |
| 01/16/19 | Referred to Com. on HEALTH. |
| 03/07/19 | Set for hearing March 27. |
| 03/28/19 | From committee: Do pass and re-refer to Com. on APPR. (Ayes 9. Noes 0. Page 490.) (March 27). Re-referred to Com. on APPR. |
| 04/10/19 | From committee with author's amendments. Read second time and amended. Re-referred to Com. on APPR. |
| 04/18/19 | Set for hearing April 29. |
| 04/29/19 | From committee: Be ordered to second reading pursuant to Senate Rule 28.8. |
| 04/30/19 | Read second time. Ordered to third reading. |
| 05/06/19 | Read third time. Passed. (Ayes 38. Noes 0. Page 958.) Ordered to the Assembly. |
| 05/07/19 | In Assembly. Read first time. Held at Desk. |
| 05/16/19 | Referred to Com. on G.O. |
| 07/11/19 | From committee: Do pass and re-refer to Com. on APPR. (Ayes 21. Noes 0.) (July 10). Re-referred to Com. on APPR. |
| 07/11/19 | (Received at desk July 10 pursuant to JR 61(a)(10)). |
| 08/14/19 | From committee: Do pass. (Ayes 18. Noes 0.) (August 14). |
| 08/15/19 | Read second time. Ordered to third reading. |
| 09/03/19 | Read third time. Passed. (Ayes 77. Noes 0. Page 2955.) Ordered to the Senate. |
| 09/03/19 | In Senate. Ordered to engrossing and enrolling. |
| 09/10/19 | Enrolled and presented to the Governor at 4 p.m. |
| 09/16/19 | Approved by the Governor. |
| 09/16/19 | Chaptered by Secretary of State. Chapter 295, Statutes of 2019. |

Committee Analysis

The analysis includes:

- Summary of existing law
- Explanation of what the bill does
- Background on the policy
- List of support and opposition
- Questions/concerns the committee staff may have

PDF | [Add To My Favorites](#) | [Track Bill](#) | Version: 04/10/19 - Amended Senate 

SB-39 Tobacco products. (2019-2020)

| | | | | | | | |
|------|-------|---------|----------------------|---|------------------|--------|--------------------|
| Text | Votes | History | Bill Analysis | Today's Law As Amended <input type="button" value="⌵"/> | Compare Versions | Status | Comments To Author |
|------|-------|---------|----------------------|---|------------------|--------|--------------------|

SENATE COMMITTEE ON HEALTH
Senator Dr. Richard Pan, Chair

BILL NO: SB 39
AUTHOR: Hill, Glazer, and Portantino
VERSION: December 3, 2018
HEARING DATE: March 27, 2019
CONSULTANT: Reyes Diaz

SUBJECT: Tobacco products.

SUMMARY: Requires a tobacco product to be delivered only in a container that is conspicuously labeled as being a tobacco product that requires the signature of a person 21 years of age or older. Requires, before completing a delivery, a specified entity to obtain the signature of a person 21 years of age or older upon delivering the product to the recipient's or purchaser's address.

Existing law:

- Requires the Department of Public Health (DPH) to establish and develop a program to reduce the availability of "tobacco products," as defined, to persons under 21 years of age through authorized enforcement activities, as specified, pursuant to the Stop Tobacco Access to Kids Enforcement Act (STAKE Act). [BPC §22952]
- Prohibits the sale, distribution, or nonsale distribution of tobacco products directly or indirectly to any person under 21 through the U.S. Postal Service or through any other public or private postal or package delivery service at locations, including, but not limited to, public mailboxes and mailbox stores. [BPC §22963]
- Requires any person selling or distributing, or engaging in the nonsale distribution of, tobacco products directly to a consumer in the state through the U.S. Postal Service or by any other public or private postal or package delivery service, including orders placed by mail, telephone, facsimile transmission, or the Internet, to comply with specific provisions that include, but are not limited to:
 - Verifying that the purchaser or recipient of the product is 21 by attempting to match the name, address, and date of birth provided by the customer to information contained in records in a database of individuals whose age has been verified to be 21 or older by reference to an appropriate database of government records kept by the distributor, a direct marketing firm, or any other entity; or,
 - Requiring a customer or recipient of tobacco products to submit an age-verification kit consisting of an attestation signed by the customer or recipient that he or she is 21 or older, and a copy of a valid form of government identification, as specified. [BPC §22963]
- Permits a district attorney, city attorney, or the California Attorney General to assess civil penalties against any person, firm, corporation, or other entity that violates 2) or 3) above of existing law ranging from \$1,000 to \$10,000 for a first, second, third, fourth, or fifth violation within a five-year period. [BPC §22963]
- Defines "tobacco product" as a product containing, made, or derived from tobacco or nicotine that is intended for human consumption, as specified, including an electronic device

8) *Support.* The sponsors of this bill argue that a study by the Journal of the American Medical Association found that more than 96% of 15 to 16 year olds were able to find an Internet cigarettes vendor and place an order in less than 25 minutes, with most completing the order in seven minutes. The sponsors state that this bill will be a critical component in the efforts to restrict the sales of tobacco to children. The sponsors and other supporters of this bill, largely health advocates, health professionals, and local governments, argue that tobacco products remain the leading cause of preventable illness, disability, and death in the nation. Supporters argue that the effects of tobacco are even more concerning in youth, whose brains are still developing, and that products are increasingly marketed to youth with enticing flavors and product design. Supporters cite recent studies that found youth users of ESDs rose by 78% between 2017 and 2018, and that 440,000 youth in the state are expected to die prematurely as a result of tobacco use. Further, supporters state that an alarming 80% of youths who have ever used tobacco started with a flavored product. Supporters argue that this bill would help reduce access to youth and help protect them from establishing a deadly addiction and serious health problems.

9) *Opposition.* The Cigar Association of America, Inc. (CAA) states that they are adamantly opposed to youth usage of cigars and pipe tobacco, but this bill would disproportionately harm their industry. CAA argues that this bill would make it more difficult for adult consumers to purchase products that are not available to them in a local retail setting. CAA argues that this bill creates an additional barrier despite the lack of evidence demonstrating that existing statutory requirements have been ineffective in preventing products from reaching adult consumers. CAA states the majority of parcel deliveries occur during business hours when consumers are not home, and orders would ultimately be returned to the sender without delivery.

SUPPORT AND OPPOSITION:

Support: American Cancer Society Cancer Action Network (co-sponsor)
American Heart Association (co-sponsor)
American Lung Association (co-sponsor)
Alameda County Tobacco Control Coalition
American Academy of Pediatrics, California
Association of California Healthcare Districts
California Chapter of the American College of Cardiology
California Dental Association
California Society of Addiction Medicine
California State PTA
The Cancer Journey
City of Palo Alto
City of San Leandro
City of San Pablo
County Health Executives Association of California
County of Santa Clara
Families Uniting Locally to Solve Tobacco Proliferation
Flavors Hook Kids—Livermore
Health Access California
Lucile Packard Children's Hospital Stanford
National Association of Pediatric Nurse Practitioners, SF Bay Area Chapter
Sierra Club California
USC Health, Emotion, and Addiction Laboratory
USC Institute for Health Promotion and Disease Prevention Research
USC Tobacco Center on Regulatory Science
Various individuals

Oppose: Cigar Association of America, Inc.

Bill Tracking on Leginfo

- Leginfo allows users to track a bill.
- You will get email notifications whenever there is a bill update, like amendments or a committee hearing.
- There is also a Keyword Tracking feature which provides an easy way to be notified when bills impacting a particular subject are introduced or amended.



The screenshot shows the California Legislative Information website interface. The browser address bar displays the URL: `leginfo.legislature.ca.gov/faces/billTrackingEdit.xhtml?bill_id=2019202005B39`. The page header includes the California state seal and the text "California LEGISLATIVE INFORMATION". Navigation links include "skip to content", "home", "accessibility", "FAQ", "feedback", "sitemap", and "logout". A "Quick Search:" box is present with a dropdown menu set to "Bill Number" and the text "AB1 or ab 1 or ABX" entered, with a "go" button. The main navigation menu includes "Home", "Bill Information", "California Law", "Publications", "Other Resources", "My Subscriptions", and "My Favorites". The current page is titled "My Subscriptions >> Notification Points" and displays "BILL: SB-39 - TOBACCO PRODUCTS_0". Below this, a section titled "SELECT BILL TRACKING NOTIFICATION POINTS:" contains a table with the following rows:

| <input checked="" type="checkbox"/> Select All Notification Points | Description |
|--|---|
| <input checked="" type="checkbox"/> Across the Desk | A notification of when the committee recommendation crosses the desk. Includes committee recommendations that re-refer the measure to another committee. |
| <input checked="" type="checkbox"/> To Committee | A notification of when each measure is originally referred to either a Senate or Assembly committee as well as any subsequent re-referrals from the floor. A notification will be sent if the action is later rescinded or reconsidered. |
| <input checked="" type="checkbox"/> Amended | A notification of when a measure is amended on second or third reading as well as measures amended by author's amendments. A notification will be sent if the action is later rescinded or reconsidered. |
| <input checked="" type="checkbox"/> Floor Results | A notification of how a measure performs on the Senate or Assembly floor: pass; fail; moved to the inactive file or special consent calendar; or if the measure is returned to the other house. A notification will be sent if the action is later rescinded or reconsidered. |
| <input checked="" type="checkbox"/> Enrolled and Governor's Response | A notification of when a measure is enrolled with the Governor, if it's approved or vetoed, or if the bill was returned by the Governor at the request of either house. |
| <input checked="" type="checkbox"/> Final Results | A notification indicating the final action of a measure: its chapter number; if it failed or died in committee; or died pursuant to the Constitution. |
| <input checked="" type="checkbox"/> Measure Set For Hearing | Measure Set For Hearing |

At the bottom of the table, there are two buttons: "Add Notifications" and "Cancel".

Working with the Legislature

- If you are concerned about a specific bill or issue, let your legislator know.
- Give them a call, write a letter, request a meeting.
- Reach out to their staff.
- Request a “fact sheet” for bills that are of interest.

SAMPLE LETTER OF SUPPORT

November 25, 2019

The Honorable Jerry Hill
Senator, 13th District
State Capitol, Room 5035
Sacramento, CA 95814

Re.: Senate Bills 39 – Support

Dear Senator Hill:

On behalf of the [insert your/ organization name], I am writing to express support for SB 39, which will strengthen laws for tobacco delivery.

The sale of tobacco products online presents a significant public health problem. Many internet tobacco vendors do little to verify the age and identity of their customers, making it very easy for minors to purchase tobacco products. Also, tobacco-marketing restrictions that apply to television and billboards do not apply to online advertising, which allows tobacco companies to aggressively market their products online.

Modeled after laws for alcohol delivery, SB 39 will close a major loophole in online tobacco sales by requiring tobacco vendors to obtain the signature of a person 21 years of age or older before delivering a tobacco product. The bill will also require parcels containing tobacco products to be clearly labeled as containing tobacco.

Should you have any questions about our position on this legislation, please do not hesitate to contact [contact name/title] at [phone and/or email].

Sincerely,

[Signature]

[Name]

[Title]

[Organization]

[Address]

SB 39 Fact Sheet



Senator Jerry Hill, 13th Senate District
SB 39 – Age Verification for Tobacco Delivery

IN BRIEF

SB 39 will impose stricter age verification requirements for tobacco products sold online or by mail. The bill would require tobacco companies to deliver tobacco products in conspicuously marked containers and obtain the signature of a person 21 years of age or older before delivering a tobacco product.

THE PROBLEM

The sale of tobacco products online presents a significant public health problem. Many internet tobacco vendors do little to verify the age and identity of their customers, making it very easy for minors to purchase tobacco products. In addition, tobacco-marketing restrictions that apply to television and billboards do not apply to online advertising, which allows tobacco companies to aggressively market their products online.

Despite state and federal laws that prohibit marketing and selling tobacco to minors, there are several loopholes in the online tobacco marketplace. For example, flavored cigarettes have been banned for years but vendors continue to market and sell these products online.^{1,2}

Several studies have concluded that youth have easy access to tobacco products online. A comprehensive analysis found that in 2014 63.2 percent tobacco vendors employed no age verification or relied exclusively on strategies that cannot effectively verify age.³ Another study found that minors are easily able to purchase e-cigarettes online due to a lack of appropriate age-verification standards. Specifically, minors were successful in buying e-cigarettes online 93 percent of the time, and 95 percent of e-cigarette deliveries were simply left at the door.⁴

CURRENT LAW

Tobacco Delivery: The Stop Tobacco Access to Kids Enforcement (STAKE) Act, prohibits the sale of tobacco products to any person under 21 years of age through the United States Postal Service or through any other delivery service. Prior to the sale of tobacco products online, or any other means of delivery, tobacco companies must verify the age of the purchaser or recipient. However, tobacco product containers sold via delivery are not required to be labeled as containing tobacco and do not need to be signed by a person 21 years of age or older.

Alcohol Delivery: State law limits alcohol mail delivery to two cases of wine (no more than nine liters each case) per month to any person 21 years of age or older. Packages containing wine need to be labeled and the signature of a person 21 years of age or older is required upon delivery.

THE SOLUTION

Modeled after standards for alcohol delivery, SB 39 will require tobacco products to be delivered only in containers labeled with the words: "CONTAINS TOBACCO PRODUCTS: SIGNATURE OF PERSON 21 YEARS OF AGE OR OLDER REQUIRED FOR DELIVERY."

The bill also will require tobacco vendors to obtain the signature of a person 21 years of age or older before delivering a tobacco product.

SUPPORT

- American Cancer Society Cancer Action Network (Co-Sponsor)
- American Heart Association (Co-Sponsor)
- American Lung Association (Co-Sponsor)
- Alameda County
- Alameda County Tobacco Control Coalition
- American Academy of Pediatrics
- American College of Cardiology, California Chapter
- Association of California Healthcare Districts
- California Children's Hospital Association
- California Dental Association
- California Medical Association
- California Society of Addiction Medicine
- California State PTA
- The Cancer Journey
- City and County of San Francisco
- City of Emeryville
- City of Oakland
- City of Palo Alto
- City of Sacramento
- City of San Leandro
- City of San Pablo
- County Health Executives Association of California
- Families Uniting Locally to Solve Tobacco Proliferation

- Fight Back Leadership Coalition
- Flavors Hook Kids – Livermore
- Health Access
- Institute for Health Promotion and Disease Prevention Research
- Lucile Packard Children's Hospital, Stanford
- National Association of Pediatric Nurse Practitioners, San Francisco Bay Area Chapter
- San Francisco Bay Area Physicians for Social Responsibility
- Santa Clara County
- Sierra Club California

- University of Southern California (USC) Health, Emotion, and Addiction Laboratory
- USC Tobacco Center on Regulatory Science

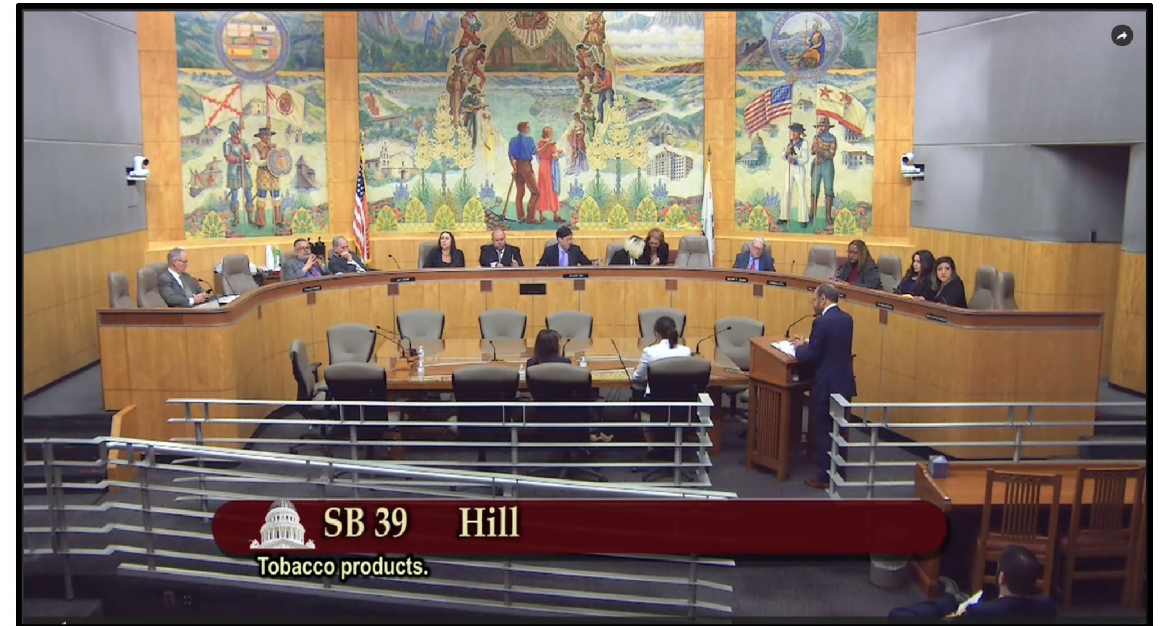
FOR MORE INFORMATION

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916-651-4013
Jano.Dekermenjian@sen.ca.gov

¹ Allen, Jon-Patrick, et al. "When a Ban Really Is Not a Ban: Internet Loopholes and Djarum Flavoured Cigarettes in the USA." *Tobacco Control*, vol. 25, no. 4, 2015, pp. 489–490. doi:10.1136/tobaccocontrol-2015-052309.
² Jo, Catherine L., et al. "Tobacco Products Sold by Internet Vendors Following Restrictions on Flavors and Light Descriptors." *Nicotine & Tobacco Research*, vol. 17, no. 3, 2014, pp. 344–349. doi:10.1093/ntr/ntu167.
³ Williams, Rebecca S., et al. "Content Analysis of Age Verification, Purchase and Delivery Methods of Internet e-Cigarette Vendors, 2013 and 2014." *Tobacco Control*, vol. 27, no. 3, Aug. 2017, pp. 287–293. doi:10.1136/tobaccocontrol-2016-053616.
⁴ Williams, Rebecca S., et al. "Electronic Cigarette Sales to Minors via the Internet." *JAMA Pediatrics*, vol. 169, no. 3, Feb. 2015, doi:10.1001/jamapediatrics.2015.63.

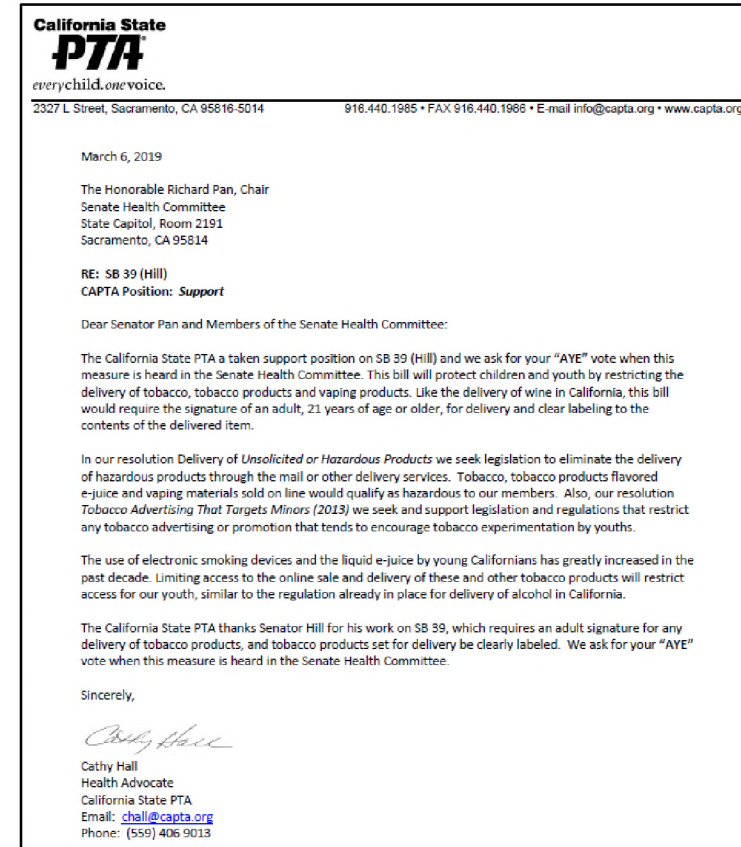
Working with Committees

- Committees specialize in specific policy areas.
- Committee staff are subject matter experts that review bills assigned to the committee.
- You can write a letter to the committee and testify during hearings to voice your position on a bill.
- Committee information is available on the Senate (www.senate.ca.gov) and Assembly (www.assembly.ca.gov) websites.
- Hearing dates and times are available in the Daily File or Senate and Assembly Websites.



Submitting Letters to Committees

- Support and opposition letters can be submitted to committees.
- Letters to the committee are reflected in the bill's analysis and part of the committee's bill record.
- Be mindful of deadlines. Letters need to be provided to committees prior to a bill hearing.
- Committee rules and deadlines vary, so consult the committee's webpage or call the committee directly.



Position Letter Portal

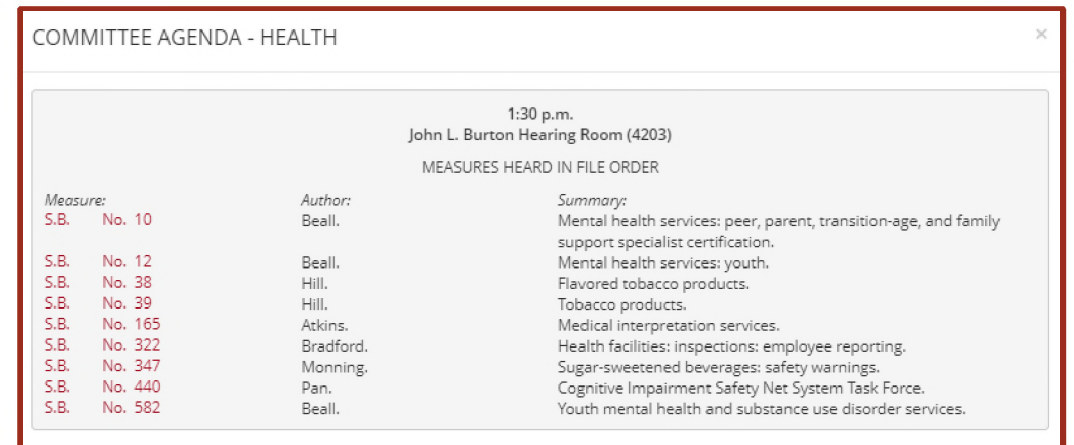
<https://calegislation.lc.ca.gov/Advocates/>

- You can now submit position letters via the online Position Letter Portal.
- This site was designed to facilitate the submission of position letters to committees as bills move through California's legislative process.
- Information on how to submit a letter are provided on [the Advocacy Quick Reference Guide](#).



Committee Hearings

- Committee hearings are open to the public and a great opportunity to engage in the legislative process.
- You can monitor hearings online, or attend the hearing in person and provide testimony on a bill.
- Find out when a bill is scheduled to be heard by checking the committee website or Daily File.
- Senate Committees:
<https://www.senate.ca.gov/committees>
- Assembly Committees:
<https://www.assembly.ca.gov/committees>



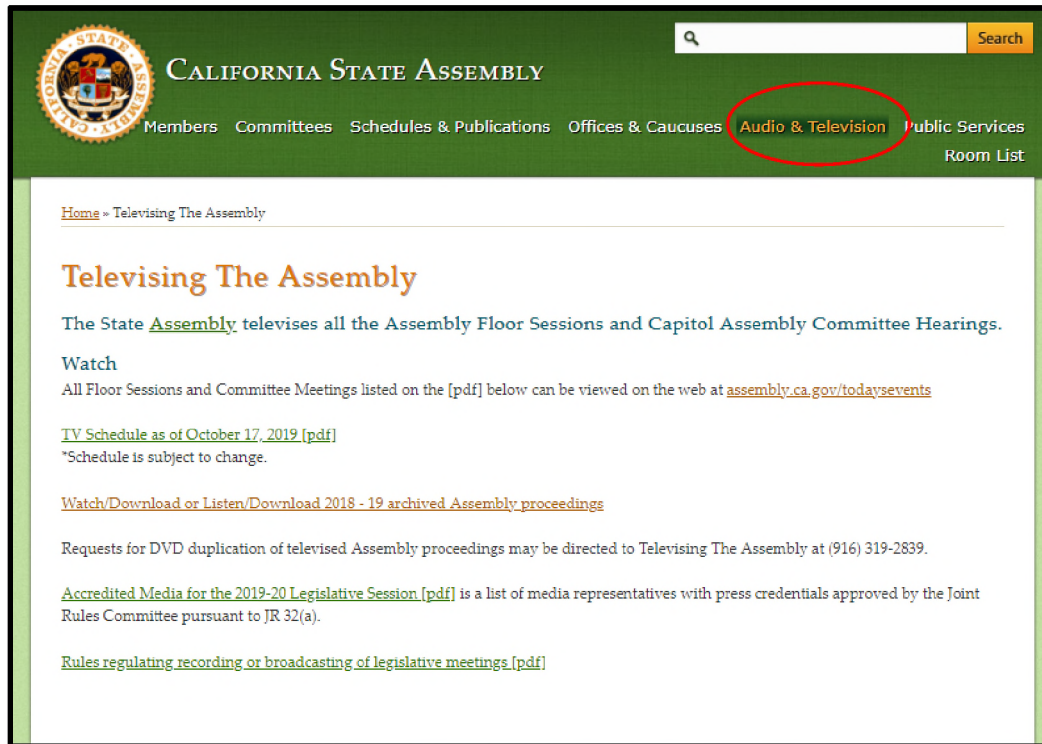
COMMITTEE AGENDA - HEALTH

1:30 p.m.
John L. Burton Hearing Room (4203)

MEASURES HEARD IN FILE ORDER

| <i>Measure:</i> | <i>Author:</i> | <i>Summary:</i> |
|-----------------|----------------|--|
| S.B. No. 10 | Beall. | Mental health services: peer, parent, transition-age, and family support specialist certification. |
| S.B. No. 12 | Beall. | Mental health services: youth. |
| S.B. No. 38 | Hill. | Flavored tobacco products. |
| S.B. No. 39 | Hill. | Tobacco products. |
| S.B. No. 165 | Atkins. | Medical interpretation services. |
| S.B. No. 322 | Bradford. | Health facilities: inspections: employee reporting. |
| S.B. No. 347 | Monning. | Sugar-sweetened beverages: safety warnings. |
| S.B. No. 440 | Pan. | Cognitive Impairment Safety Net System Task Force. |
| S.B. No. 582 | Beall. | Youth mental health and substance use disorder services. |

Hearings and Floor Session are Streamed and Archived



The screenshot shows the California State Assembly website. The navigation menu includes: Members, Committees, Schedules & Publications, Offices & Caucuses, **Audio & Television** (circled in red), and Public Services. Below the navigation, the page title is "Televising The Assembly". The main content area includes a "Watch" section with a link to "assembly.ca.gov/todaysevents" and a "TV Schedule as of October 17, 2019 [pdf]" link. There are also links for "Watch/Download or Listen/Download 2018 - 19 archived Assembly proceedings" and "Accredited Media for the 2019-20 Legislative Session [pdf]".

<https://www.assembly.ca.gov/audioandtv>



The screenshot shows the California State Senate website. The navigation menu includes: Home, Senators, Committees, Offices & Caucuses, Publications, **Media** (circled in red), Citizens' Guide, Quick Links, Archive, and Calendar. Below the navigation, the page title is "Streaming Media & Television". The main content area includes a "Listen Watch" section with a video player and a "Rules regulating recording or broadcasting of legislative meetings" link. There are also links for "DAILY FILE", "FIND LEGISLATION", "OVERSIGHT HEARINGS", "FIND MY SENATOR", and "REGISTER TO VOTE".

<https://www.senate.ca.gov/media>

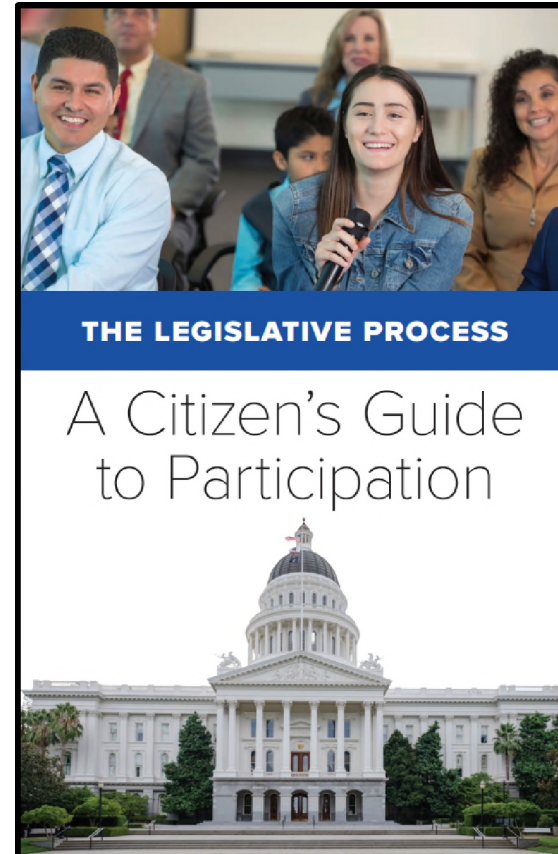
Resources

- **Leginfo:** <http://leginfo.legislature.ca.gov/faces/codes.xhtml>
- **Find your state legislators:** <http://findyourrep.legislature.ca.gov/>
- **CA Senate:** <https://www.senate.ca.gov/>
- **CA Assembly:** <https://www.assembly.ca.gov/>
- **Daily File** (*legislative schedule, printed daily during legislative session*):
 - **Senate:** <https://www.senate.ca.gov/dailyfile>
 - **Assembly:** <https://www.assembly.ca.gov/dailyfile/pdfpublications>
- **Position Letter Portal** (*for submitting letters to committees*):
<https://calegislation.lc.ca.gov/Advocates/>
- **Advocacy Quick Reference Guide** (*instruction on how to use the portal*):
https://www.senate.ca.gov/sites/senate.ca.gov/files/2019_quick_ref_guide_advocacy.pdf

Resources *(continued)*

➤ **Legislative Process Handbook:**

https://www.senate.ca.gov/sites/senate.ca.gov/files/legislative_process.pdf



Thank you

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