



City of Rochester Hills
AGENDA SUMMARY
NON-FINANCIAL ITEMS

1000 Rochester Hills Dr.
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Legislative File No: 2020-0574

TO: Mayor and City Council Members
FROM: John D. Staran, City Attorney (248.731.3088)
DATE: January 25, 2021
SUBJECT: E-Cigarettes

REQUEST:

City Council is asked to consider, for second reading and adoption, a proposed amendment to Division 4, Article VI, of Chapter 70, E-Cigarettes, of the Code of Ordinances.

BACKGROUND:

City ordinance currently prohibits the sale or furnishing of electronic cigarettes and cartridges (i.e., “vaping” materials) to persons younger than 18 and also prohibits persons younger than 18 from purchasing, using or possessing electronic cigarettes. Effective in 2020, Congress amended the Federal Food, Drug, and Cosmetic Act to raise the federal minimum age for purchase of tobacco products (including e-cigarettes) from 18 to 21. To update City ordinance to correspond to federal law and to allow violations involving persons younger than 21 to be cited under local ordinance, a proposed ordinance amendment has been drafted raising the minimum age from 18 to 21. Adopting this ordinance amendment will enable the Sheriff’s Department to cite violations involving persons younger than 21 under local ordinance.

RECOMMENDATION:

That the City Council consider and accept for second reading and adoption the proposed ordinance amendment.

APPROVALS:	SIGNATURE	DATE
Department Review		
Department Director		
Mayor		
Deputy Clerk		

Contract Reviewed by City Attorney Yes N/A