

MAINE STATE LEGISLATURE

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BMG
12/12/19

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STATE OF MAINE
SENATE
129TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "B" to S.P. 364, L.D. 1190, Bill, "An Act To Prohibit the Sale and Distribution of Flavored Tobacco Products"

Amend the amendment on page 2 by striking out all of the first paragraph A (page 2, lines 9 to 21 in amendment) and inserting the following:

'A. "Characterizing flavor" means a distinguishable taste or aroma of ~~candy, chocolate, vanilla, fruit, berry, nut, herb, spice, honey or an alcoholic drink that is imparted to tobacco or tobacco smoke either prior to or during consumption.~~ "Characterizing flavor" does not include a taste or aroma from tobacco. A cigar is deemed to have a characterizing flavor if the cigar is advertised or marketed as having or producing the taste or aroma of candy, chocolate, vanilla, fruit, berry, nut, herb, spice, honey or an alcoholic drink, other than the taste or aroma of tobacco, imparted either prior to or during consumption of a tobacco product or component part thereof, including, but not limited to, tastes or aromas relating to any fruit, chocolate, vanilla, honey, candy, cocoa, dessert, alcoholic beverage, herb or spice; however, a tobacco product may not be considered to have a characterizing flavor solely because of the use of additives or flavorings or the provision of ingredient information.

SUMMARY

Committee Amendment "B" provides an exception for the flavors of menthol, mint and wintergreen on the list of prohibited flavors in the bill. This amendment removes the exception.

SPONSORED BY: Scott W. Cyrway
(Senator CYRWAY)

COUNTY: Kennebec

FISCAL NOTE REQUIRED
(See attached)

SENATE AMENDMENT



129th MAINE LEGISLATURE

LD 1190

LR 143(05)

An Act To Prohibit the Sale and Distribution of Flavored Tobacco Products

Fiscal Note for Senate Amendment "A" to Committee Amendment "B" (S-269)

Sponsor: Sen. Cyrway of Kennebec

Fiscal Note Required: Yes

Fiscal Note

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
Net Cost (Savings)				
General Fund	\$3,324,725	\$5,029,575	\$4,979,029	\$4,929,399
Revenue				
General Fund	(\$3,324,725)	(\$5,029,575)	(\$4,979,029)	(\$4,929,399)
Other Special Revenue Funds	(\$16,775)	(\$23,925)	(\$23,686)	(\$23,449)

Fiscal Detail and Notes

This amendment adds menthol, mint and wintergreen as tobacco product flavors prohibited by the bill. General Fund revenue will be reduced by \$3,324,725 in fiscal year 2019-20 and \$5,029,575 in fiscal year 2020-21. This revenue reduction is incremental to the revenue loss already in the committee amendment.