



# California's Proposition 31

## SB 793

### What does Proposition 31 state?

a tobacco retailer, or any of the tobacco retailer's agents or employees, shall not sell, offer for sale, or possess with the intent to sell or offer for sale, a flavored tobacco product.

**Flavored Tobacco** = tobacco product with a characterizing flavor other than tobacco flavor



### Who proposed the referendum?

The initiators of the referendum are required to file a list of their **top funders for disclosure** either on the petition or in a separate document presented to signers.



The **disclosed top funders** for this referendum are tobacco companies **R.J. Reynolds and Philip Morris**

### How did Proposition 31 come about?

- 1 On August 28, 2020, California became the second state in the nation to pass a broad law prohibiting the sale of most flavored tobacco products (SB 793).
- 2 3 days after the law's passage, a proposed **referendum** against the law was submitted to the state Attorney General.
- 3 That referendum is qualified for the ballot, and is pending the referendum vote in the November 2022 general election.

### What is a Referendum?

Under California's Constitution, California voters can propose referendums to approve or reject statutes enacted by the legislature.

### List of flavored products that would be banned under Prop. 31

- Menthol cigarettes
- Chewing tobacco
- Snuff
- Little cigars
- Cigarillos
- E-cigarettes
- Roll-your-own tobacco



### List of flavored products that would not be banned under Prop. 31

#### Pipe tobacco

Applies to loose leaf tobacco, defined as "cut or shredded pipe tobacco, usually sold in pouches."

#### Premium Cigars

Cigars that are handmade, have a tobacco leaf wrapper; have a wholesale price of no less than \$12; not have a filter, tip, or non-tobacco mouthpiece; and be capped by hand.

#### Hookah + Shisha

Must be sold by a licensed hookah tobacco retailer that limits entry to those aged 21 and over; does not apply to electronic hookahs.

### What can YOU do to turn Proposition 31 into a reality?

The California Flavored Tobacco Products Ban Referendum is on the ballot in California on **November 8, 2022.**



A "**Yes**" vote is to pass Proposition 31, which would **ban the sale of flavored tobacco products.**