



Senate Bill 29 Frequently Asked Questions

On June 20, 2019, Governor Kate Brown signed Senate Bill 29 (SB 29) into law. This law amends the Indoor Clean Air Act (ICAA) and changes requirements for smoke shops certified by the Oregon Health Authority under ORS 433.847.

Q: What does the law do?

A: SB 29 aligns and clarifies requirements for the three smoke shop categories that are eligible for Oregon Health Authority (OHA) certification. Specifically, SB 29:

1. Prohibits anyone under the age of 21 from entering the premises of any certified smoke shop, at any time,
2. Makes clear that consumption of alcohol beverages is prohibited on the premises of any certified smoke shop, at any time, and
3. Allows OHA to revoke or refuse to issue or renew a certification to a smoke shop for violations of the ICAA or its associated rules.

For more information on the categories of smoke shops eligible for certification, visit www.healthoregon.org/morefreshair and click on the “Smoke Shop and Cigar Bar Certification” link.

Q: When does the law go into effect?

A: ICAA portions of the law are operative January 1, 2020. Certified smoke shops are responsible for coming into compliance with all laws and rules.

Q: Who enforces the law?

A: OHA will continue to enforce the ICAA. Local Public Health Authorities, on behalf of OHA, provide education and remediation to businesses to help them understand the ICAA and comply with the law.

Q: When will enforcement of the law begin?

A: Enforcement begins when the law becomes operative on January 1, 2020.

Q: Are current certified smoke shops grandfathered in?

A: No. This law applies to all certified smoke shops, regardless of the date of certification.

Q: Are employees who are under the age of 21 allowed to work at my smoke shop?

A: No. No one under the age of 21 is allowed on the premises at any time.



Q: Are smoke shops required to post signs with the updated requirements?

A: Yes. All smoke shops must have signs posted that clearly state that no one under the age of 21 is allowed on the premises at any time. In addition, smoke shops must post signs stating that consumption of alcohol is prohibited on the premises.

Q: Will OHA update administrative rules to reflect the changes?

A: Yes. OHA will conduct rulemaking in Autumn 2019. If you are interested in receiving information about rulemaking processes and procedures, email Ilana Kurtzig at ilana.s.kurtzig@state.or.us.

Q: When will the smoke shop application forms be updated?

A: OHA expects to have all of the application forms updated by January 1, 2020.