



# KEY DEFINITIONS OF THE TOBACCO RETAIL LICENSING ORDINANCE

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# WHAT IS A “TOBACCO PRODUCT”?



**According to the Tobacco Retail Licensing Ordinance, “tobacco product” means:**

- A tobacco product as defined in paragraph (8) of subdivision (a) of Health and Safety Code section 104495, as that provision may be amended from time to time.

On the next slide, we will review Paragraph (8) of subdivision (a) of Health and Safety Code section 104495.



**According to Paragraph (8) of subdivision (a) of Health and Safety Code section 104495, “tobacco product” means:**

- A product containing, made, or derived from tobacco or nicotine that is intended for human consumption, whether smoked, heated, chewed, absorbed, dissolved, inhaled, snorted, sniffed, or ingested by any other means, including, but not limited to, cigarettes, cigars, little cigars, chewing tobacco, pipe tobacco, or snuff.
- An electronic device that delivers nicotine or other vaporized liquids to the person inhaling from the device, including, but not limited to, an electronic cigarette, cigar, pipe, or hookah.



**According to Paragraph (8) of subdivision (a) of Health and Safety Code section 104495, “tobacco product” means:**

- Any component, part, or accessory of a tobacco product, whether or not sold separately.
- “Tobacco product” does not include a nicotine replacement product approved by the United States Food and Drug Administration.

# WHAT IS A “TOBACCO PRODUCT FLAVOR ENHANCER”?



## According to the County Tobacco Retail Licensing Ordinance:

- “Tobacco product flavor enhancer” means a product designed, manufactured, produced, marketed, or sold to produce a flavor when used with a tobacco product.

# WHAT IS A “FLAVORED TOBACCO PRODUCT”?



## According to the County Tobacco Retail Licensing Ordinance:

- “Flavored tobacco product” means any tobacco product that contains a taste or smell, other than the taste or smell of tobacco, that is distinguishable by an ordinary consumer either prior to or during the consumption of the product, including, but not limited to, any taste or smell relating to chocolate, cocoa, menthol, mint, wintergreen, vanilla, honey, fruit or any candy, dessert, alcoholic beverage, herb or spice.

# WHAT IS AN “ELECTRONIC SMOKING DEVICE STARTER KIT”?



**According to the County Tobacco Retail Licensing Ordinance:**

- “Electronic smoking device starter kit” is defined as a combined package of an electronic smoking device and materials consumed during the use of the device.