



## Recommendation for Action

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**File #:** 20-1443, **Agenda Item #:** 80.

2/20/2020

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### **Posting Language**

Approve an ordinance amending City Code Title 10 (*Public Health Services and Sanitation*) relating to the lawful age for the sale or delivery of cigarettes, tobacco products, or electronic smoking devices in compliance with Federal law.

### **Lead Department**

Austin Public Health.

### **Fiscal Note**

This action has no fiscal impact.

### **For More Information:**

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### **Additional Backup Information:**

On December 20, 2019, the President signed legislation to amend the Federal Food, Drug, and Cosmetic Act, and raise the federal minimum age of sale of tobacco products from 18 to 21 years. It is now illegal for a retailer to sell any tobacco product - including cigarettes, cigars and e-cigarettes - to anyone under 21.

Although a recently passed Texas law contains some exceptions to this age limit, the Federal law does not. Staff recommends amending the City Code to comply with Federal law.