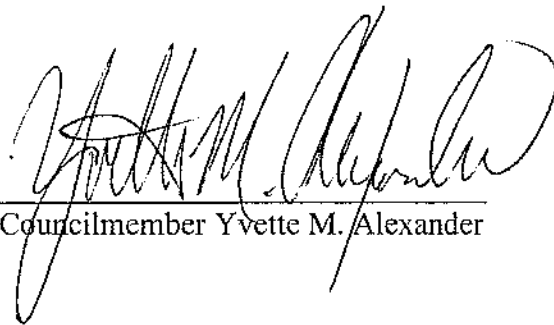


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2 Councilmember David Grosso



Councilmember Yvette M. Alexander

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6 A BILL

7
8 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

9
10 To amend the District of Columbia Smoking Restriction Act of 1979 to ensure that the
11 prohibition of smoking electronic cigarettes in restricted areas is in parity with traditional
12 tobacco products and to prevent the purchase of electronic cigarettes by individuals under
13 the age of 18.

14
15 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
16 act may be cited as the “Electronic Cigarette Parity Amendment Act of 2013”.

17 Sec. 2. Section 3 of the District of Columbia Smoking Restriction Act of 1979, effective
18 September 28, 1979 (D.C. Law 3-22; D.C. Official Code § 7-1702), is amended by adding a new
19 subsection (g) to read as follows:

20 “(g) “Smoking” or “to smoke” means the act of puffing, having in one’s possession,
21 holding or carrying a lighted, smoldering or electronically operated cigar, cigarette, pipe,
22 electronic cigarette or smoking equipment of any kind or lighting a cigar, cigarette, pipe or
23 smoking equipment of kind.”

24 Sec. 3. Section 2 of the Fire Standard-Compliant Cigarettes Act of 2008, effective May
25 13, 2008 (D.C. Law 17-157; D.C. Official Code § 7-1751), is amended as follows:

26 (a) Paragraph (1) is amended to read as follows:

27 “(1) “Cigarette” means any electronic or battery-operated cigarette or product that
28 contains any amount of nicotine, regardless of size, shape, or presence of other ingredients, that

1 is intended to be burned or heated, and consists of or contains any roll of tobacco wrapped in
2 paper, or in any other substance other than tobacco, and because of its appearance, the type of
3 tobacco used, and its packaging or labeling is offered to or purchased by consumers for
4 smoking.”.

5 (b) A new paragraph (1A) is added to read as follows:

6 “(1A) “Electronic cigarette” means any electronic or battery operated smoking device
7 composed of a mouthpiece and a heating element that can be used to deliver vapor containing
8 nicotine. This term shall include such devices whether they are manufactured as e-cigarettes, e-
9 cigars, ore-pipes, or under any product name.” .

10 Sec. 4. Fiscal impact statement.

11 The Council adopts the fiscal impact statement in the committee report as the fiscal
12 impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act,
13 approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02 (c)(3)).

14 Sec. 5. Effective date.

15 This act shall take effect following approval by the Mayor, (or in the event of veto by the
16 Mayor, action by the Council to override the veto), a 30-day period of Congressional review as
17 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
18 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
19 Columbia Register.