
STATE ENVIRONMENTAL HEALTH LEGISLATION

LEGISLATIVE SESSIONS 2018 AND 2019



NATIONAL CONFERENCE OF STATE LEGISLATURES

- Bipartisan organization, funded by state legislatures
- Serves the **7,383 legislators** and **30,000+ legislative staff** of the nation's 50 states, its commonwealths and territories (and **Scotland**)
- Covers every topic of state policy
 - State fiscal policy (appropriations and taxation)
 - State legislative management
- Activities:
 - ▶ **Research and information** on topics of interest to the states
 - ▶ **Technical assistance** and **training**
 - ▶ Opportunities for policymakers to exchange ideas
 - ▶ **Lobbying** at the federal level for **states' interests**



STATE LEGISLATURES

- **Chambers vary in seats from 49 to 424**
 - NH has 400 Legislative House Seats; 1 per 2000 voters
 - AK has 20 Senate Seats; 7 Ds and 13 Rs
 - CA and TX Senate Districts are larger than Congressional Seats
- **Session length may be extremely short or virtually unlimited**
 - NM is 1 month
 - CA, MN, WI, IL, MI, OH, PA, NY, NJ, MA – Year Round
 - MT, NV, ND, TX had no Regular Session in even numbered years
- **Each legislative chamber may determine its own rules of procedure**
 - Unlimited Bill Introduction (NY)
 - Bills limited to certain topics; budgets in odd years (LA, NM)



QUOTES FROM STATE LEGISLATORS

‘Legislators need precise, accurate information. We have very little time to determine problems and devise solutions.’

Rep. Kim Norton, (D-MN)

‘We have data; yet do not know how to read the data.’

Rep. Mike Fortner, (R-IL)

‘Getting data on how environmental concerns impact public health would be useful for the legislature in crafting policy.’

Sen. Greg Reed, (R-AL)

‘Will you promise me to please-*please*-read this report on climate change that I got from Fox News?’

GA State Rep. to EPA Assistant Administrator Bob

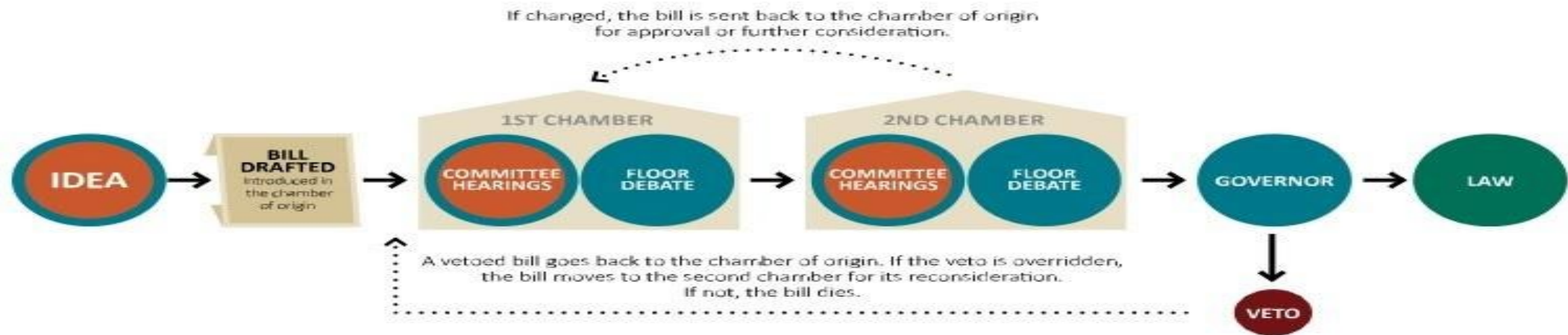
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NATIONAL CONFERENCE OF STATE LEGISLATURES

STATE LEGISLATIVE PROCESS

State Legislative Process

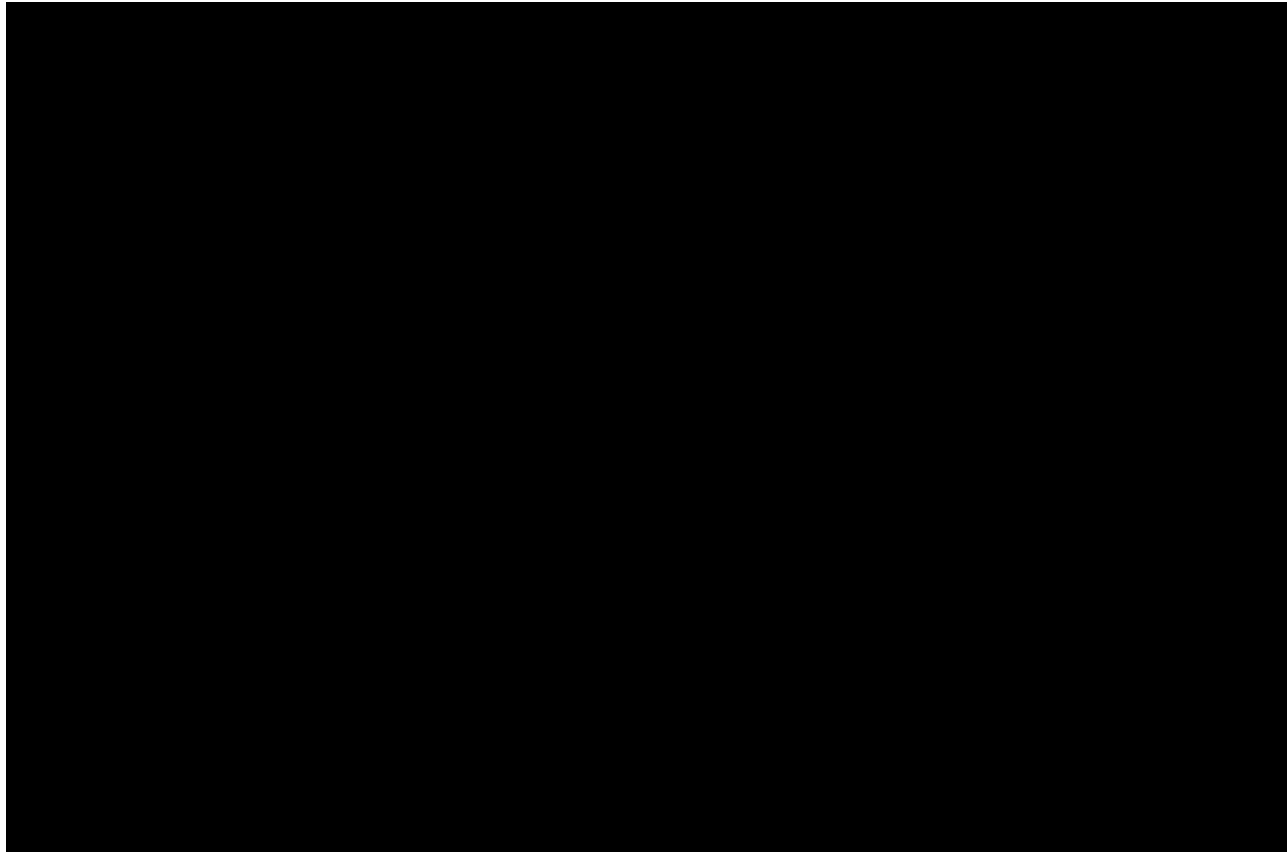


Get Involved

The colors indicate how the public can affect legislation at different points in the legislative process above:

Ways to Contact Legislators	Legislature's website 	Letters 	Emails 	Social media 	Phone calls 	Town halls 	Face-to-face meeting 
Ways to Participate	Learn the process 	View livestream of hearing or floor session 	Attend Committee hearing/ floor session 	Committee testimony 	Contact your legislator 		

CHILDREN'S HEALTH AND THE ENVIRONMENT



NATIONAL CONFERENCE OF STATE LEGISLATURES

ENVIRONMENTAL HEALTH LEGISLATION 2019

Bill Status

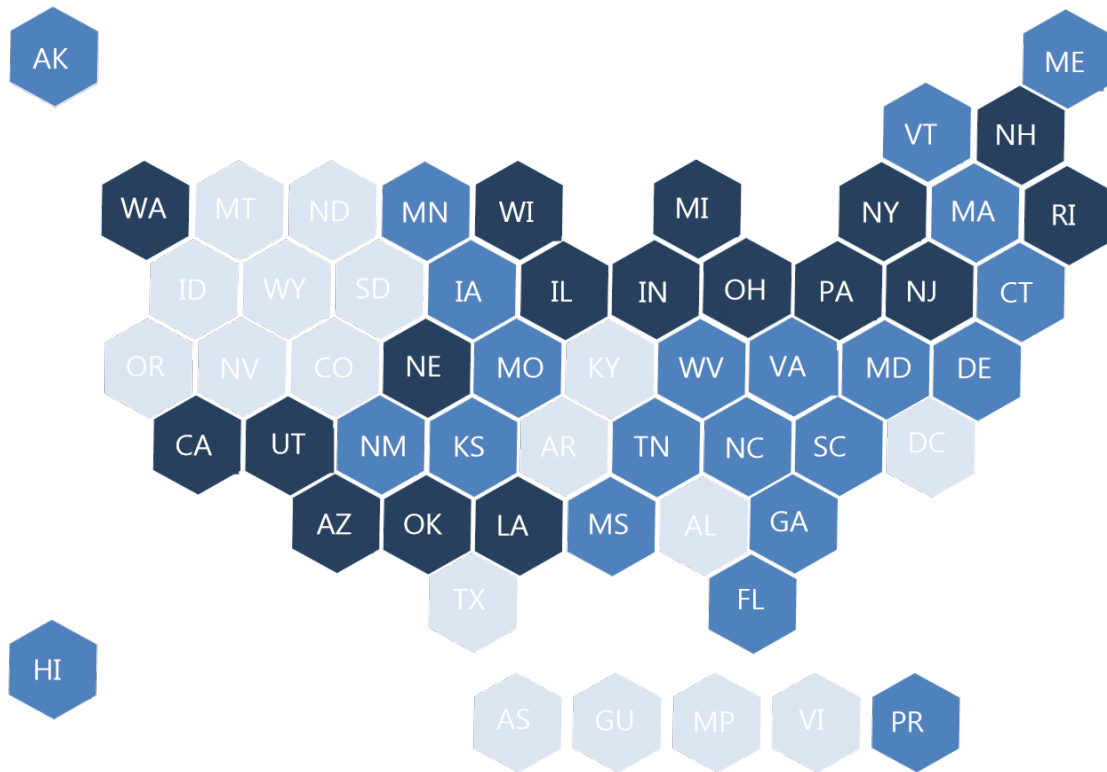
Bills Introduced	3244
Passed 1 st Committee	1465
Passed 1 st Chamber	961
Pending	1876
Sent to Governor	49
Enacted/Adopted	615
Failed	933

EH Categories Introduced in 2019

EH Management	2151
Food	605
Toxics & Chemicals	585
Children's Env Health	357/42
Drinking Water	368
Indoor Air	277
Water-WasteWater	282



CHILDREN'S ENVIRONMENTAL HEALTH 2018

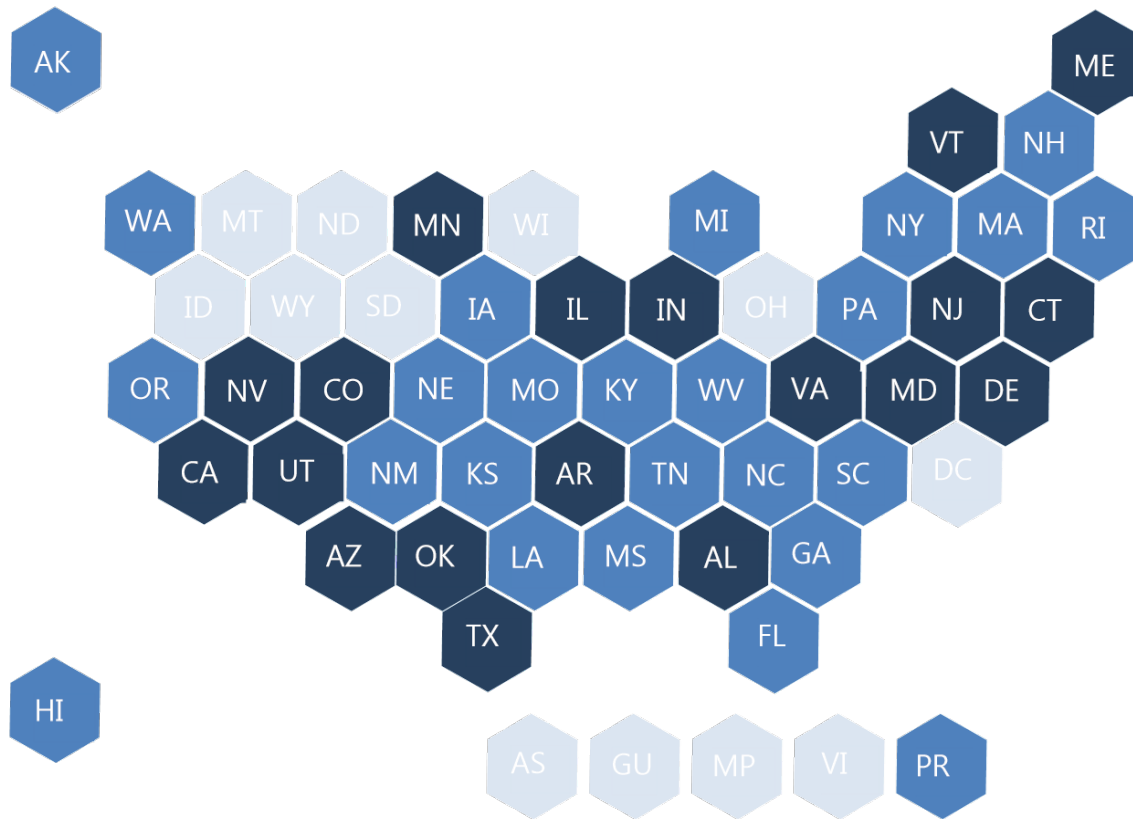


Seven bills were adopted and 36 were enacted in 18 states regarding Children's Environmental Health (CEH).

- **California** enacted seven bills related to CEH, four relating to lead poisoning.
- **Illinois** enacted five bills and adopted two on CEH. The legislature is urging the state to monitor and actively participate in federal crumb rubber testing to ensure it is safe for indoor and outdoor recreational facilities ([SR 118](#)).
- **Maryland's** HB 427 allows students to possess and use sunscreen on school property.
- **Michigan's** [HB 5379](#) allows students to bring sunscreen to school.
- **New York** amended the state's Public Health Law to allowing children to carry and apply insect repellent at camps ([SB 6710](#)).
- **Washington** [SB 5405](#) allows any person to possess sunscreen products to help prevent sunburn while on school property or at summer camp, and encourages schools to educate students about the sun safety guidelines.



CHILDREN'S ENVIRONMENTAL HEALTH 2019



357 bills were introduced in 2019. 2 bills were adopted in 2 states (CO & NE) and 40 were enacted in 18 states regarding Children's Environmental Health (CEH).

- Use of Sunscreen and Prescription Inhalers were enacted in **Arkansas** (H 1167 & H 1745)
- **Illinois** allows schools to administer pancreatic enzyme replacement therapy to students (S 1250)
- **Nevada** enacted changes to its Health of Children law; provides more lead testing and creates a diaper resources account (S 90)
- **Texas & Utah** allow for prescription asthma medication at schools (TX H 2243 & UT H 344)

VAPING E-CIGARETTE BANS 2019

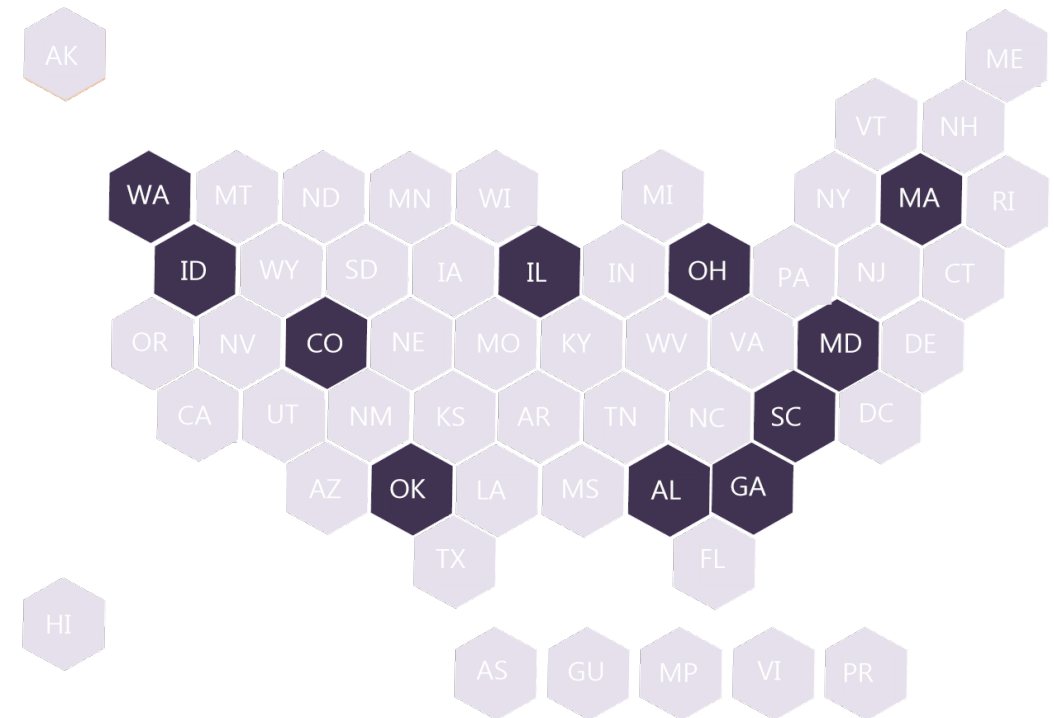
- **Michigan, Executive Order to Ban** September 4, 2019 -- *The Michigan Department of Health and Human Services said the ban was effective immediately and gave retailers, including online sellers, two weeks to comply. The ban includes menthol and mint-flavored products and expires after 180 days if not extended. Michigan's rules also ban any description of vapor products as "clean, safe, harmless or healthy" and limit advertising of vapor products near candy, food and soft drinks in stores.*
- **California, Executive Order** September 16, 2019 – *"California Department of Public Health (CDPH) shall develop recommendations to reduce the availability of vaping devices to persons under 21 years of age, which shall include, to the extent permissible by law, establishment of warning signs about the health risks of vaping at retailers where any vaping product is sold and in an vaping advertisement, and increased enforcement regarding illegal sales of vaping products and specifically e-liquid flavors to youth..."*
- **New York, Executive Order** September 15, 2019 – *"the Department of Health shall work with the State Education Department to immediately develop and deploy materials, including and age-appropriate curriculum for use by school districts to increase awareness of the need to prevent e-cigarette, liquid nicotine and vape pen use. Such efforts shall include posting conspicuous signage warning against the dangers of illegal e-cigarette and e-liquid products as set out in the emergency regulations..."*
- **Utah Department of Health** October 3, 2019 - The Utah Department of Health is enacting an emergency administrative rule to address the outbreak of vaping-related lung injury cases.



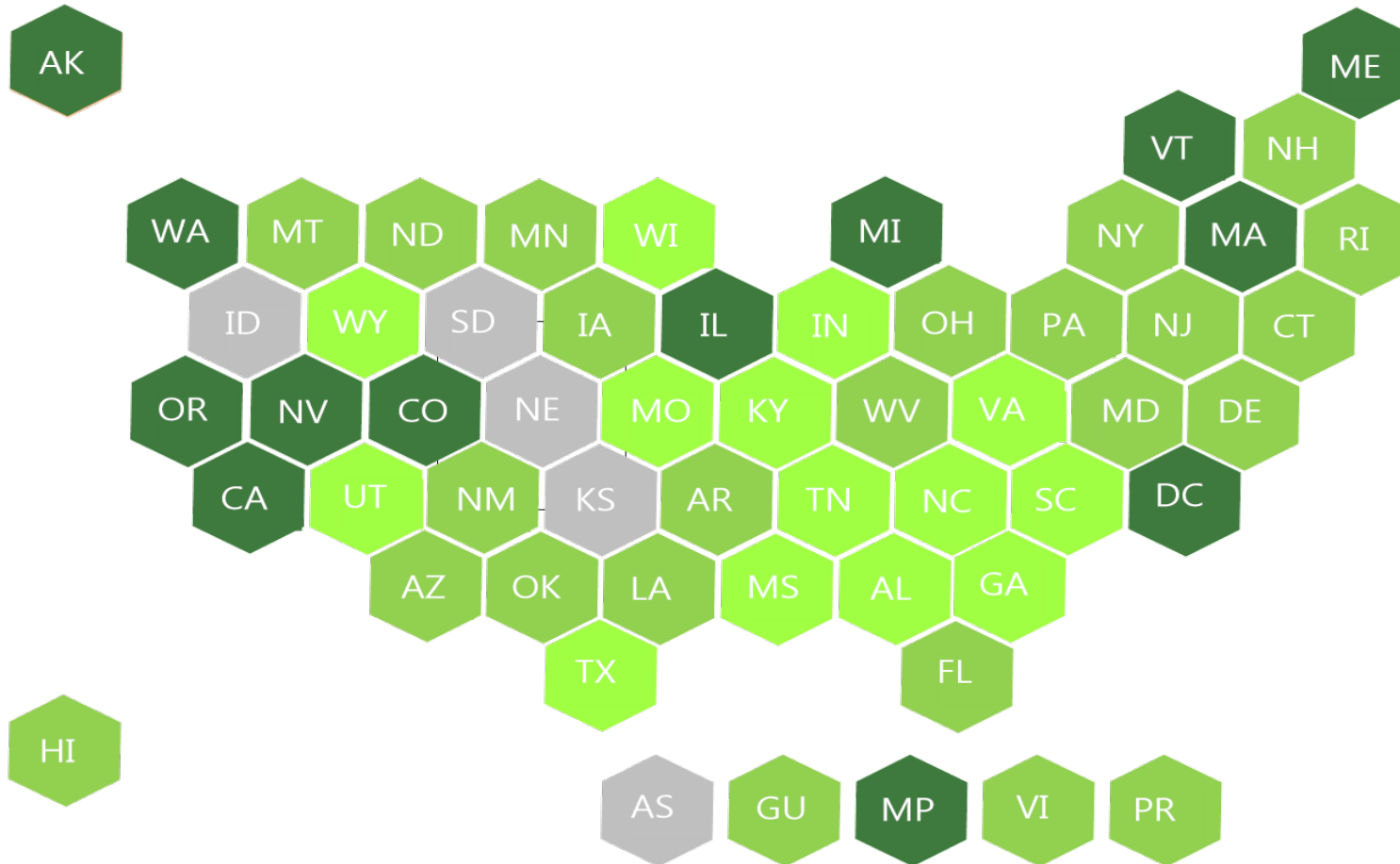
VAPING RESTRICTIONS LEGISLATION 2019

148 Bills Introduced in 2019 related to Vaping; 13 were Enacted; Most laws dealt with Youth Vaping and Restrictions on Flavored Cartridges

- **AL H 41** - Alabama Alcoholic Beverage Control Board to regulate retail sales of alternative nicotine devices like sales of tobacco products, and to prohibit the sale or transfer of alternative nicotine products to minors
- **GA H 324** - provides for the production, manufacturing, and dispensing of low THC
- **NH H 511** - Adds vaping to the law regarding youth access to, and use of, tobacco products.
- **OK H 2601** - prohibiting marijuana smoking and vaping in public places



CANNABIS MARIJUANA STATUTES 2019



- Eleven states, N. Marianas Islands and the District of Columbia now have legalized small amounts of marijuana for adult recreational use.
- ID, SD, NE, KS are the only states that have no forms of legal marijuana

Doug Farquhar, JD

Program Director for Environmental Health
National Conference of State Legislatures
Denver, CO

Doug.farquhar@ncsl.org

303.856.1397



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