



Suggestions for e-facts Task Force Recommendations

Statutory

- Ban all internet, mail order, and direct-to-consumer sales of ESDs
- Ban nicotine concentrations above 3% for all ESD products
- Ban the advertising and sale of products intended to conceal or disguise ESDs as or within other products, such as clothing, accessories, utensils, or other electronic devices (such as watches)
- Establish Comptroller's authority to promulgate regulations related to ESDs
- Authorize Comptroller's Field Enforcement Division Laboratory in Jessup to conduct testing of ingredients and vapor contents, and require testing be done before products can be sold
- Require separate manufacturing, wholesale, and retail licenses for each category of product (Cig/OTP/ESD) and increase licensure fees for each category

Regulatory

- Require ID-scanning technology, and require scan to "unlock" purchase of 21+ products
- Require e-liquid containers to be tamperproof/leakproof
- Require "smart labels" with list of ingredients and nicotine potency prominently displayed and containing technology to track ESD products from licensed retailer to the end user

Enforcement

- Establish progressive discipline protocol for licensed retailers who sell ESDs, e-liquids, or tobacco products to individuals under 21; to include suspension/revocation of license
- Aggressively investigate & enforce internet sales violations with federal referrals and 'cease & desist' letters
- Publish quarterly list of tobacco/ESD violators on the Comptroller's website

Education

- Establish statewide, consistent, non-disciplinary curriculum for tobacco/ESD prevention and diversion with updated and age-relevant information