



## Committee on Legislation

~MINUTES~

Monday, January 13, 2020

1:00 PM

Committee Chair: Kitley Covill

Committee Room, 148 Martine Avenue, 8th Floor, White Plains, NY 10601

[www.westchesterlegislators.com](http://www.westchesterlegislators.com)

### CALL TO ORDER

Attendee Name	Title	Status	Arrived
Kitley Covill	Chair	Present	
Nancy Barr	D6 Legislator	Absent	
Catherine Borgia	D9 Legislator	Present	
Vedat Gashi	D4 Legislator	Present	
MaryJane Shimsky	D12 Legislator (Majority Leader)	Present	
Colin Smith	D1 Legislator	Present	
Alfreda Williams	D8 Legislator (Vice Chair)	Present	
Lyndon Williams	D13 Legislator	Present	
Benjamin Boykin	D5 Legislator (Chairman)	Present	
Jill Axelrod	Comm. Coordinator	Present	

GUESTS: BOL: Legislators Damon Maher, Christopher Johnson, and Ruth Walter

### MINUTES APPROVAL

1. Monday, October 21, 2019 at 1:00 PM

**On motion of Legislator Shimsky, seconded by Legislator Borgia, the minutes were approved by a vote of 7 - 0.**

### I. ITEMS FOR DISCUSSION

1. Organizational meeting for the 2020-21 term.

- Set a meeting quorum

With a motion by Legislator L. Williams, seconded by Legislator Shimsky, a meeting quorum of 3 members was approved with a vote of 7 -0.

- Set a voting quorum

With a motion by Legislator L. Williams, seconded by Legislator Shimsky, a voting quorum of 4 members was approved with a vote of 7 -0.

- Select a Committee Vice-Chair

With a motion by Legislator Covill, seconded by Legislator L. Williams, the selection of Legislator Catherine Borgia as Committee Vice-Chair was approved with a vote of 7 -0.

- Set meeting day and time

With a motion by Legislator L. Williams, seconded by Legislator Smith, the meeting day and time of Monday at 1:00 p.m. was approved with a vote of 7 - 0.

2. Begin discussion of the 2020 Joint State Legislative Package.

The committee members reviewed the results of the 2019 Joint State Legislative Package, and discussed items to be included in the 2020 package.

To view the meeting in its entirety, please go to:

[https://westchestercountyny.granicus.com/MediaPlayer.php?view\\_id=1&clip\\_id=144](https://westchestercountyny.granicus.com/MediaPlayer.php?view_id=1&clip_id=144)

## **II. OTHER BUSINESS**

Unfinished Business and any other agenda items to come before the Committee.

## **III. RECEIVE & FILE**

## **ADJOURNMENT**



Committee on Legislation

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Monday, October 21, 2019

1:00 PM

**DRAFT**

Committee Chair: Kitley Covill

Committee Room, 148 Martine Avenue, 8th Floor, White Plains, NY 10601

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**CALL TO ORDER**

Joint with Environment, Health & Energy

Attendee Name	Title	Status	Arrived
Kitley Covill	Chair	Present	
Catherine Borgia	D9 Legislator	Present	
Gordon A. Burrows	D15 Legislator (Minority Whip)	Present	
MaryJane Shimsky	D12 Legislator (Majority Whip)	Present	
John G. Testa	D1 Legislator (Minority Leader)	Present	
Alfreda Williams	D8 Legislator (Vice Chair)	Present	
Benjamin Boykin	D5 Legislator (Chairman)	Present	

Others In Attendance: LAW: Stacey Dolgin-Kmetz, Linda Trentacoste DOH: Peter DeLucia  
GUESTS: Michael Bowers

**MINUTES APPROVAL**

1. Tuesday, October 15, 2019 at 1:01 PM

**On motion of Legislator Burrows, seconded by Legislator Covill, the minutes were approved by a vote of 6 - 0.**

**I. ITEMS FOR DISCUSSION**

1. **(ID # 12207) Local Law – Flavored Electronic Cigarette Ban:**

A LOCAL LAW adding a new Chapter 539 of the Laws of Westchester County in relation to prohibiting the sale or distribution of flavored e-cigarettes and flavored e-liquids.

Guests:

Law Department: Chief Deputy County Attorney Stacey Dolgin-Kmetz and Deputy County Attorney Linda Trentacoste

Department of Health: Assistant Commissioner Peter DeLucia

Ms. Trentacoste advised that the law had been changed to reflect that it does not prohibit vaping devices themselves, but bans menthol, mint and all other flavors except tobacco. This exception will give some assistance to those trying to quit smoking and also help the businesses that sell vaping products. She also stated that the committee report was amended to include more statistics and information.

Minutes Acceptance: Minutes of Oct 21, 2019 1:00 PM (MINUTES APPROVAL)

Legislator Covill noted that although the County has a law prohibiting sales to people under 21, the average hospitalization age due to vaping is over 21. She also noted that flavors have not helped people quit smoking, but merely moved them from one form of nicotine to another.

Legislator Testa questioned specifically naming juul in the law. The committee decided that it should be included since it has become a common terminology for vaping.

Ms. Trentacoste noted that the sunset provision and requirement for the Department of Health to file a report was taken out.

Mr. DeLucia discussed the methods of enforcement, and suggested that Section 539.21(2)(b) be modified to change to amount of the fine for subsequent violations from an amount not to exceed \$1500 to \$2000.

With a motion by Legislator A. Williams, seconded by Legislator Borgia, the item was approved as amended by a vote of 6 - 0.

**RESULT: SIGNED BY COMMITTEE**

## II. OTHER BUSINESS

Unfinished Business and any other agenda items to come before the Committee.

## III. RECEIVE & FILE

## ADJOURNMENT

Moved by Legislator Burrows and seconded by Legislator Covill, the Committee adjourned at 2:26 p.m.