August 5, 2014

Marin County Board of Supervisors  
3501 Civic Center Drive  
San Rafael, CA 94903  

Re: Merit Hearing: Ordinance Banning the Sale of Tobacco and Tobacco Products at Pharmacies  

Dear Supervisors,  

RECOMMENDATION: Adopt Ordinance Banning the Sale of Tobacco and Tobacco Products at Pharmacies.  

SUMMARY: Health and Human Services and Supervisor Adams are requesting Board consideration of an Ordinance Banning the Sale of Tobacco and Tobacco Products at Pharmacies, drugstores and any retail store that contains a pharmacy. This proposed Ordinance is supported by a large number of organizations including the California Pharmacists Association, key community leaders and the California Medical Association. The rationale for the Ordinance is that retailers who are promoting the cure for tobacco related illnesses should not be promoting the sales of the cause. Several other jurisdictions including the City and County of San Francisco have passed a nearly identical Ordinance and it has survived scrutiny in the Courts.  

FISCAL/STAFFING IMPACT: None or nominal.  

REVIEWED BY:  

☐ Auditor-Controller  
☒ County Counsel  
☐ Human Resources  

Respectfully submitted,  

Jack F. Govi  
Assistant County Counsel  
cc: Clerk of the Board