

April 8, 1988

MEMORANDUM

To: Peter Sparber  
From: Susan Stuntz  
Re: Public Affairs Support to State Activities

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Following is a reasonably comprehensive list of materials, experts, and other assistance the issues group has provided to the State Activities Division -- at its request -- to date in 1988. I've broken the support down by issue. Generally, we receive substantially more requests for assistance in the public smoking area, with taxes a distant second, followed by advertising and "self-extinguishing." On the last two issues, we receive relatively few requests.

Public Smoking

o In Connecticut, we have arranged for NEMI and ACVA representatives to request slots on a newly formed indoor air quality commission.

We also made a presentation on indoor air quality issues to nine state AFL-CIO presidents and legislative directors, in Hartford. As part of the presentation, we arranged for representatives from the Sheet Metal Workers, the Service Employees and the National Energy Management Institute to participate in the briefing before labor officials from Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, Pennsylvania and New Jersey. Follow up mailings were sent to all attendees.

~~o~~ In Massachusetts, we drafted voluntary workplace guidelines for use by the Waltham Chamber of Commerce. We have put on hold a request to produce the brochure, pending justification from SAD.

We provided ETS and ventilation witnesses for briefings with a state health commission.

We have agreed to conduct a two-hour workshop on indoor air quality issues at the state AFL-CIO's education conference in May.

o In New York, we are drafting comments for labor to submit on the Grannis public smoking legislation.

We provided SAD with three letters for small businessmen to submit to the New York City Health Department, opposing its efforts to redefine the city's smoking restriction law.

X We have drafted two brochures -- for employers and for smokers -- on the New York City smoking restriction law. Those brochures have been cleared by counsel and set in type. They have not been produced because SAD was unsuccessful in securing a sponsor, and Philip Morris has proceeded with its own distribution of similar materials.

o In Pennsylvania, we funded the opening reception for the Pennsylvania State AFL-CIO convention.

We have provided scientific witnesses for a public smoking hearing in Harrisburg.

o In Illinois, we have funded, drafted and completed two surveys for use by the Illinois Chamber of Commerce in opposing state workplace smoking legislation. A large survey of 500 employers demonstrates that Chamber efforts to encourage voluntary response to smoking issues is working, and that most employers prefer to address the issue themselves. The second survey, of individual businesses in six targeted legislative districts, will be used in private briefings with legislators.

We also have drafted the executive summary for the larger survey, along with a press release for use by the Illinois Chamber.

We have agreed to respond to requests for assistance on the issue, which have been received by the Illinois Chamber. To raise visibility of the issue, we also completed a mailing of our own resource guide to all Illinois businesses.

o In Minnesota, we have retained and fully briefed local labor counsel to assist in coalition building efforts on all issues. Counsel will assist in arranging for indoor air quality briefings before state and local labor bodies. Briefings will be conducted by national labor counsel.

We conducted an ACVA indoor air quality media tour in Minneapolis/St. Paul and Duluth.

o We have agreed to conduct an indoor air quality briefing for state and local labor representatives in Wisconsin.

We provided ETS and ventilation witnesses for a hearing in Madison.

o In Oregon, we have participated in two briefing sessions in Washington, D.C., on the Oregon initiative.

\* We completed an economic impact study of the cost to businesses of the Oregon public smoking initiative, and we await comments from the field (the study was completed and forwarded in mid-February).

We conducted an indoor air quality briefing for the Health and Safety Committee of the state AFL-CIO.

We have commissioned indoor air quality ventilation studies in four buildings, in support of a grievance against a county smoking ban.

We provided scientific experts to debate Oregon initiative proponents.

o In Washington State, we provided labor counsel to participate in a strategy discussion on the state workplace smoking legislation.

We conducted an indoor air quality briefing for state labor officials and three state senators in Olympia.

We provided scientific witnesses for testimony at Washington State hearings.

? \* o In Idaho, we provided ETS and ventilation witnesses for testimony at state public smoking hearings.

o In Georgia, we arranged for field staff to meet with local BC&T officials, to generate opposition to state public smoking legislation.

o In Maryland, we conducted an indoor air quality briefing for state AFL-CIO lobbyists.

We forwarded to field staff an offer from BC&T for support on the proposed Montgomery County smoking restriction bill.

o In Virginia, we provided ventilation and ETS witnesses for hearings and briefings in Richmond and in Charlottesville.

We also drafted testimony opposing a state public smoking law, for delivery by a business organization.

o In South Carolina, we provided ventilation and ETS witnesses for a hearing in Charleston.

o In Mississippi, we provided an ETS witness for a public smoking hearing.

o In Tennessee, we have provided an ETS witness for a public smoking hearing.

X We drafted a voluntary workplace brochure for the state business association. Additional production has been put on hold pending receipt of additional information and justification.

o In Oklahoma, we commissioned an ACVA building study in the State House chambers.

o In Missouri, we provided ETS and ventilation experts for a briefing in Kansas City.

o In California, we have provided and agreed to fund National Energy Management Institute (NEMI) activities in support of the Beverly Hills Restaurant Association's efforts to weaken the City Council's restaurant smoking ban. These activities include briefings with the city council, comprehensive surveys of restaurants and development of plans to bring restaurants into compliance with a less stringent ventilation requirement.

We also provided NEMI representatives for briefings with the San Diego County council, in conjunction with its smoking restriction legislation.

We provided management attorney John Fox to appear as a witness at hearings in San Diego.

o We will provide ventilation and ETS witnesses, and are attempting to place labor indoor air quality witnesses on the program of an upcoming National Association of Counties workshop on tobacco issues.

#### Excise Taxes

o We prepared a detailed memorandum outlining long term excise tax coalition opportunities in 17 states.

o Following completion of the Citizens for Tax Justice report on regressive taxes at the state level, we conducted a state-specific media promotion of the

results, in states selected by SAD.

- o In Minnesota, we developed and began implementation of a comprehensive coalition development plan, including support to the state chapter of Citizens for Tax Justice and development of a business coalition.

- o In Wisconsin, we agreed to fund entirely a survey assessing the impact of excise tax differentials on border sales.

- o In California, we reviewed and prepared comments on a strategy document outlining industry response to the California tax initiative campaign.

We conducted a briefing and prepared a detailed memorandum outlining potential excise tax resources for the tax initiative campaign.

We continue to provide intelligence on labor's evolving position on the tax initiative.

- o We are drafting testimony and have identified a witness for an April 21 tax hearing in Texas.

- o We have been asked to identify opportunities for coalition assistance to oppose excise legislation in West Virginia, Michigan, Wisconsin, Nebraska and Iowa.

- o We have been asked to provide economic witnesses for a May hearing of a tobacco task force from the National Association of Counties.

#### Advertising

- o We have worked with the American Advertising Federation (AAF) to train chairmen of the group's new state advertising councils on cigarette advertising issues. AAF councils are in operation in 40 states and available to work with TI on common issues.

- o We arranged a meeting for Paula Duhaime with allies in the advertising industry associations.

- o We arranged for the Maryland Civil Liberties Union and the state AAF to file statements opposing a bill banning tobacco advertising on state property.

- o We identified a potential witness to testify on a sampling ban in Hawaii.

- o We drafted and cleared a position paper addressing charges that cigarette advertising targets minorities,

for submission to the newsletter of the National Black Caucus of State Legislatures.

o We have identified and provided potential advertising industry witnesses for a May tobacco task force meeting called by the National Assn. of Counties.

"Self-Extinguishing" Cigarettes

o We arranged a telephone briefing with national fire service representatives on legislation in Massachusetts, and obtained agreement from the Massachusetts Fire Chiefs and the International Association of Fire Fighters to oppose the legislation, we drafted appropriate testimony for the fire chiefs.

o We provided a written description of The Institute's fire prevention program to Minnesota legislative counsel.

We arranged meetings with the Minnesota State Fire Marshal and TriData's Phil Schaeffer.

o We provided copies of the Technical Study Group report to the regional vice president, and to the California State Fire Marshal.

We briefed the California State Fire Marshal on the recommendations of the Interagency Committee, and continued to advise the office as the group deliberated its position on proposed state legislation.

We provided a \$3,500 grant to the Fresno-Clovis Burn Aware District, at the request of field staff.

Please let me know if you've questions, or need additional information.

cc: Fred Panzer  
Jeff Ross

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Dennis