

Report on
Public Smoking Program Progress

Executive Committee/October 3, 1985

Peter G. Sparber

THANK YOU, SAM.

OVER THE PAST TWO YEARS ... WE HAVE
MADE PRESENTATIONS ON THE NATURE AND
SCOPE OF THE PUBLIC SMOKING ISSUE
... ON THE LEGISLATIVE AND VOLUNTARY
INITIATIVES ... ON OUR PLANS ... AND
ON OUR PROGRESS IN GENERAL.

AS SAM MENTIONED ... OUR REPORT ...
THIS MORNING ... WILL BE LIMITED TO
SPECIFIC RESULTS.

BEFORE I BEGIN ... I WOULD LIKE TO
MAKE SEVERAL OBSERVATIONS BASED ON
OUR EXPERIENCES THIS PAST YEAR.

FIRST ... PUBLIC SMOKING
RESTRICTIONS ARE BEING PROMOTED BY
THE USUAL HORDE OF ANTI-SMOKERS

BUT ... THOSE EFFORTS HAVE BEEN
GIVEN A SUBSTANTIAL BOOST BY
MERRELL-DOW ... WHICH IS MAKING IT
POSSIBLE FOR VARIOUS CONSULTANTS TO
TRAVEL ... AND SPEAK OUT IN FAVOR OF
LEGISLATIVE AND VOLUNTARY
RESTRICTIONS.

WE HAVE ENCOUNTERED THESE
CONSULTANTS IN CINCINNATI ... NEW
JERSEY ... MAINE ... CALIFORNIA AND
IN WASHINGTON STATE.

THE SECOND OBSERVATION IS THAT ON
THE BUSINESS AND ECONOMIC SIDE OF
THIS ISSUE, WE ARE DOING WELL.

THE QUALITY OF OUR ARGUMENTS,
INFORMATION AND EXPERTS ... AND OUR
ACCESS TO BUSINESS AND LABOR GROUPS
... IS FAR BETTER THAN WHAT THE
ANTI-SMOKERS HAVE MANAGED.

THIRD ... OUR TEAM OF SCIENTISTS ARE
OFF TO AN EXCELLENT START ... AND
COULD HAVE THE SORT OF IMPACT THAT
OUR TECHNICAL CONSULTANTS HAVE HAD
ON THE FIRE ISSUE.

AND FOURTH ... WE HAVE HAD A TOUGH
TIME BUILDING COALITIONS ON THIS
ISSUE ... BUT THAT IS BEGINNING TO
CHANGE AS YOU WILL HEAR.

I HAVE A FIFTH OBSERVATION ... BUT I
WILL HOLD IT TO THE END OF THIS
REPORT.

SINCE BOB AND ROGER HAVE COVERED THE
LEGISLATIVE SIDE ... LET ME TURN TO
SPECIFICS IN THREE OTHER CATEGORIES:

- o THE USE OF THE SCIENTISTS

- o OUR WORK WITH THE BUSINESS
COMMUNITY ON VOLUNTARY
WORKPLACE RESTRICTIONS

o AND OUR COALITION EFFORTS IN
THIS AREA.

IN CLOSE COOPERATION WITH JOHN RUPP
AND HIS TEAM AT COVINGTON & BURLING
... THE SCIENTISTS HAVE ACCOMPLISHED
A GREAT DEAL ... IN A SHORT TIME.

HERE ARE SOME EXAMPLES:

AS YOU MIGHT EXPECT ... THE
SCIENTISTS ARE BEING USED IN MEDIA
BRIEFINGS ... IN PRESENTATIONS TO
BUSINESS GROUPS ... AND IN TESTIMONY
ON BILLS AT THE FEDERAL, STATE AND
LOCAL LEVELS.

WE ARE ... FOR EXAMPLE ... IN THE
PROCESS OF PRIVATELY BRIEFING
JOURNALISTS IN THOSE NEWS GATHERING
ORGANIZATIONS WHICH HAVE PRODUCED
ORIGINAL STORIES ON THE ISSUE. THIS
HAS BEEN A LONG AND DIFFICULT
PROCESS BUT WE HAVE FOUND POCKETS OF
SUPPORT.

THE CHIEF OF A.P.B.C. RADIO NETWORK
NEWS ... ROB SUNDE ... WAS
PARTICULARLY IMPRESSED ... AND
EXPRESSED THE OPINION THAT PUBLIC
SMOKING WAS A NON-ISSUE.

IN COLORADO ... SCIENTIFIC
CONSULTANTS ACCOMPANIED TI STAFF TO
A MEETING OF SAFETY AND HEALTH
OFFICERS ON THE WORKPLACE SMOKING
ISSUE ... AND EFFECTIVELY REFUTED
CHARGES THAT WORKPLACE RESTRICTIONS
ARE JUSTIFIED BECAUSE OF ALLEGED
HARM TO NON-SMOKERS.

OUR SCIENTISTS ARE TAKING AN ACTIVE
ROLE ON VARIOUS PUBLIC AND PRIVATE
COMMITTEES LOOKING INTO INDOOR AIR
QUALITY.

SEVERAL ATTENDED A RECENT INDOOR AIR
QUALITY SEMINAR IN COPENHAGEN. A
WORKSHOP WAS ORGANIZED ON THE SPUR
OF THE MOMENT ON "PASSIVE SMOKING."
ONE OF OUR SCIENTIFIC CONSULTANTS,
WE'RE TOLD, STOLE THE SHOW WITH HER
DESCRIPTION OF HER GROUP'S WORK FOR
TI, AND THEIR FINDINGS.

PARTICIPATION ON THESE COMMITTEES IS
ENABLING OUR SCIENTISTS TO MEET
OTHERS INVOLVED IN THE ISSUE.

FOR EXAMPLE, OUR CONSULTANTS ARE NOW
KNOWN TO THE SCIENTISTS SERVING ON
THE NATIONAL ACADEMY OF SCIENCES
AIRCRAFT CABIN AIR QUALITY COMMITTEE
... ONE OF WHOM HAS PROPOSED WORKING
WITH US ON AN ETS-RELATED PROJECT.

ONE MEMBER OF YET ANOTHER NAS
COMMITTEE ... EXAMINING "PASSIVE
SMOKING" FOR THE ENVIRONMENTAL
PROTECTION AGENCY AND THE OFFICE ON
SMOKING AND HEALTH ... HAVE
INDICATED AN INTEREST IN BEING PART
OF OUR ADVISORY GROUP.

THE SCIENTISTS ARE ALSO HELPING US BY
PRODUCING "WHITE PAPERS" ON INDOOR AIR
QUALITY FOR USE AS BACKGROUNDEERS ... FOR
SPOKESMEN AND OTHERS WORKING WITH THE
MEDIA ... CORPORATE AND LABOR LEADERS ...
AND PUBLIC OFFICIALS.

WE HAVE NOT LIMITED OURSELVES STRICTLY TO
SCIENTISTS. WE ARE ALSO WORKING WITH AIR
QUALITY EXPERTS WHO CONSULT WITH
ARCHITECTS ... AND BUSINESSES ... ON
VENTILATION SYSTEMS.

BY ANALYZING SCRAPINGS FROM FILTRATION
SYSTEMS ... THEY CAN AND HAVE
DEMONSTRATED ... THAT CIGARETTE SMOKE IN
THE AIR IS A MINOR PROBLEM COMPARED TO
THE MANY POLLUTANTS FOUND IN INDOOR AIR.

(pause)

SO FAR ... WHAT I HAVE REPORTED ARE
EXAMPLES OF OUR PROGRESS. THERE ARE MANY
MORE. I HAVE ALSO NOT SPOKEN TO THE
LONGER RANGE WORK BEING CONSIDERED BY THE
COMMITTEE CHAIRED BY DON HOEL.

BUT ... SUFFICE TO SAY ... THE SCIENTISTS
WE HAVE NEEDED FOR SO LONG ... ARE WITH
US NOW ... AND ARE BEING PUT TO VERY GOOD
USE.

(pause)

THE SECOND SECTION OF MY REPORT INVOLVES
OUR WORK WITH BUSINESS LEADERS ...

AS YOU KNOW FROM OUR MANY PREVIOUS
REPORTS ... WE HAVE ARMED OURSELVES WITH
MATERIALS AND EXPERTS IN ECONOMICS, LABOR
AND PERSONNEL RELATIONS, CORPORATE LAW,
AFFIRMATIVE ACTION AND FACILITIES
PLANNING ... AND WE HAVE TAKEN EVERY
OPPORTUNITY TO USE THESE RESOURCES TO
DISCOURAGE WORKPLACE RESTRICTIONS.

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IN THE LAST QUARTER, WE HAVE MET OR
SPOKEN WITH:

THE ASSOCIATION OF AMERICAN RAILROADS EEO
PROFESSIONALS, IN CHICAGO. SOME 60 OF
THEIR MEMBERS HEARD US DEBATE A LOCAL
CANCER SOCIETY REPRESENTATIVE.

WE WERE TOLD AFTERWARDS ... OUR
REPRESENTATIVE CAME ACROSS PROFESSIONAL
AND PREPARED ... THE ACS OFFICIAL MADE
QUITE THE OPPOSITE IMPRESSION.

THE COLORADO SAFETY AND RISK MANAGEMENT
CONFERENCE IN DENVER. SOME 100 CORPORATE
HEALTH AND SAFETY OFFICERS HEARD FROM A
GASP DOCTOR, TI STAFF AND SCIENTIFIC
CONSULTANTS. AGAIN ... WE WON THE
SKIRMISH.

WE FACED THE RATHER HOSTILE NEW JERSEY
BUSINESS AND INDUSTRY ASSOCIATION AND
WALKED AWAY WITH A COMMITMENT TO DEVELOP
A PLAN TO COUNTER CANCER SOCIETY EFFORTS
ON THE NEW JERSEY WORKPLACE LAW.

WE WILL WORK TOGETHER TO PREPARE AN
ARTICLE FOR THEIR NEWSLETTER ... TO MAIL
APPROPRIATE MATERIALS TO THEIR MEMBERS.

IN ADDITION, NJBIA HAS AGREED TO REFER
THE INQUIRIES THEY RECEIVE ON THIS ISSUE
TO TI STAFF.

HERE IN WASHINGTON LAST MONTH ... 120
LABOR AND AFFIRMATIVE ACTION OFFICIALS
ATTENDING A LABOR AND EMPLOYMENT LAW
SEMINAR RECEIVED ADVANCE COPIES OF
"SMOKING IN THE WORKPLACE: A MANAGEMENT
PERSPECTIVE."

THE ARTICLE, TO BE PUBLISHED IN THE
WINTER EDITION OF EMPLOYEE RELATIONS LAW
JOURNAL, WILL BE PROMOTED ACTIVELY BY
CORPORATE LABOR ATTORNEYS AND AUTHORS
LAWRENCE ASHE AND DENNIS VAUGHN ... FROM
THE SAME FIRM THAT HELPED US WITH THE
C.A.B. PROBLEM LAST YEAR.

ATTENDEES AT THIS SESSION INCLUDED
OFFICIALS FROM GENERAL MOTORS, SQUIBB,
CONTROL DATA, COLUMBIA GAS, BABCOCK &
WILCOX, MEAD, COCA-COLA, ALLEGHENY
INTERNATIONAL, HANES, AT&T, AMTRAK,
GEICO, PRUDENTIAL, MERRILL LYNCH, US
POSTAL SERVICE, THE NEW YORK TIMES,
SOUTHLAND, GOODRICH, ITT, LEVER BROTHERS,
PRATT & WHITNEY, ABC, HUGHES AIRCRAFT,
GENERAL MILLS, UPJOHN, USAIR, EASTERN
AIRLINES, MARRIOTT AND HARDEE'S.

PLANS ARE UNDERWAY FOR VAUGHN AND ASHE TO
RAISE THE ISSUE AT FUTURE EMPLOYMENT LAW
SEMINARS.

ALONG THE SAME LINE ... WE ARE PROVIDING
A GRANT TO THE AMERICAN ASSOCIATION OF
AFFIRMATIVE ACTION, TO COMMISSION A WHITE
PAPER OUTLINING THE PROBLEMS POSED BY
WORKPLACE RESTRICTIONS FROM THEIR
PERSPECTIVE. .

A FORMER LABOR DEPARTMENT OFFICIAL IS
WRITING THE PAPER ... AND WILL SPEAK TO
IT AT SEMINARS ATTENDED BY LABOR AND
JUSTICE DEPARTMENT OFFICIALS CHARGED WITH
ENFORCING AFFIRMATIVE ACTION GUIDELINES.
AT THIS POINT, SESSIONS ARE SCHEDULED IN
COLORADO, INDIANA, NEW YORK, WASHINGTON
AND HAWAII.

THANKS TO PHILIP MORRIS ... WE HAD AN
OPPORTUNITY TO SPEAK TO THE N.Y. CHAMBER
OF COMMERCE YESTERDAY ...

WE ARE PREPARING FOR A FOUR-SESSION
SEMINAR ON WORKPLACE SMOKING ISSUES, TO
BE SPONSORED BY THE ASSOCIATION OF
WASHINGTON BUSINESSES, IN WASHINGTON
STATE IN OCTOBER AND NOVEMBER.

WE ARE WORKING WITH FIELD STAFF TO
ARRANGE MEETINGS WITH EMPLOYERS IN
FLORIDA WHO ARE CHARGED WITH DEVELOPING A
SMOKING POLICY ...

CLOSE TO 100 COMPANIES AND ORGANIZATIONS
HAVE SOUGHT OUR ADVICE AND ASSISTANCE ON
WORKPLACE SMOKING POLICIES.

ANOTHER 180 ORGANIZATIONS HAVE CONTACTED
US FOR COPIES OF THE RECENT LEW SOLMON
SURVEY OF SMOKING POLICIES IN LARGE
CORPORATIONS.

THESE INCLUDE BURROUGHS ... SEVERAL BELL
SUBSIDIARIES ... ALLIED ... THE
DEPARTMENTS OF THE ARMY, NAVY AND
AIRFORCE ... U.S. STEEL ... CITIBANK ...
GENERAL ELECTRIC ... NIKE ... RCA ...
LOCKHEED ... TRW ... HEWLETT-PACKARD ...
FEDERAL EXPRESS ... HONEYWELL ... TENNECO
... THE U.S. POSTAL SERVICE ... CORNING
GLASS ... BURLINGTON ... SPERRY ... AND
THE NEWSPAPER GUILD.

AND ... NATURALLY ... WE ARE FOLLOWING
UP THOSE REQUESTS WITH OFFERS OF
ASSISTANCE AND ADDITIONAL INFORMATION TO
THOSE COMPANIES THAT WANT IT.

THERE ARE THOUSANDS OF BUSINESSES ...
UNIONS ... CLUBS ... ASSOCIATIONS AND
SOCIETIES CAPABLE OF RESTRICTING SMOKING.
WE CONTINUE TO FOCUS ON THE LARGEST AND
MOST VISIBLE ... BUT WE HELP ANY GROUP
WHICH ASKS FOR ASSISTANCE.

SINCE WE BEGAN THIS EFFORT ... SEVERAL
MEMBERS OF THIS COMMITTEE ... AND YOUR
STAFFS HAVE HELPED US GAIN ACCESS TO KEY
BUSINESS ORGANIZATIONS. WE VERY MUCH
HOPE TO HAVE THAT SORT OF SUPPORT IN THE
FUTURE ... IT IS ONE OF OUR MAJOR
ADVANTAGES OVER THE ANTI-SMOKERS.

IN THE PAST ... THE ANTI-SMOKERS'
GREATEST ADVANTAGE HAS BEEN WITH ALLIES.
THEY HAD MANY ... WE HAD FEW.

THAT IS BEGINNING TO TURN AROUND.

LATE LAST YEAR WE REPORTED ON OUR PLANS
TO BEGIN DEVELOPING RELATIONSHIPS WITH
THE AVIATION INDUSTRY, IN ANTICIPATION OF
FUTURE ATTEMPTS TO RESTRICT SMOKING ON
BOARD COMMERCIAL AIRCRAFT.

IN LINE WITH MONITORING THE PROGRESS
OF THE NAS STUDY OF AIRCRAFT CABIN
AIR QUALITY ... WE HAVE WORKED
CLOSELY WITH THE AIR TRANSPORT
ASSOCIATION ... FIRST TO ENSURE THAT
COMMENTS MADE AT A JUNE 10 PUBLIC
HEARING DID NOT DIFFER SUBSTANTIALLY
FROM COMMENTS MADE AT THE 1984 CAB
HEARINGS ... AND THEN TO DEVELOP
FOLLOW-UP COMMENTS ... FOR THEIR USE
... TO CORRECT ERRONEOUS STATEMENTS
MADE ABOUT AIRCRAFT CABIN AIR
QUALITY AT THAT HEARING.

WE ALSO WORKED WITH ATA WHEN WE
LEARNED OF TENTATIVE PLANS BY UNITED
AIRLINES TO ALLOW THE NAS COMMITTEE
TO SAMPLE AIR ON BOARD SEVERAL
UNITED FLIGHTS. ATA STAFF NOW IS
CARRYING THE BALL ... INSTEAD OF
UNITED ... AND ARE KEEPING US
UPDATED ON THE PROGRESS OF THEIR
DISCUSSIONS TO BLOCK ... OR MODIFY
... ANY ON-BOARD TESTING.

TO ASSIST ATA STAFF, WE HAVE OFFERED
THEM ACCESS TO SCIENTIFIC EXPERTS IN
THE AIR SAMPLING FIELD. WE AWAIT
WORD FROM THEM.

YOU WILL RECALL THAT LAST YEAR WE
ESTABLISHED A TOBACCO INDUSTRY LABOR
MANAGEMENT COMMITTEE TO HELP US
DEVELOP RELATIONSHIPS WITH LABOR
UNIONS. THAT, TOO, IS A SLOW
PROCESS. BUT THERE IS SOME GOOD NEWS
TO REPORT ON THE PUBLIC SMOKING
ISSUE:

THE COMMITTEE HAS BEEN WORKING HARD
WITH REPRESENTATIVES OF PUBLIC
EMPLOYEE UNIONS TO GENERATE
OPPOSITION TO THE STEVENS BILL.

LETTERS HAVE GONE TO SENATOR STEVENS
AND THE AFL-CIO FROM FROM THE BC&T,
THE MACHINISTS, THE CARPENTERS, THE
PROFESSIONAL AND TECHNICAL

ENGINEERS, THE FIREMEN AND OILERS,
THE INTERNATIONAL UNION OF POLICE
ASSOCIATIONS, THE LABORERS, AFSCME,
THE SHEET METAL WORKERS AND LETTER
CARRIERS.

A PANEL OF PUBLIC EMPLOYEE UNIONS
... INCLUDING THE PUBLIC EMPLOYEE
DEPARTMENT OF THE AFL-CIO, THE
AMERICAN FEDERATION OF GOVERNMENT
EMPLOYEES AND THE FIREMEN AND OILERS
... AGREED TO TESTIFY AGAINST THE
BILL AS AN INFRINGEMENT ON
COLLECTIVE BARGAINING RIGHTS.

AT THE LAST MINUTE ... THIS PANEL
HAD TO BACK OFF ... WHEN STEVENS
THREATENED TO HOLD A LABOR PENSION
BILL HOSTAGE.

THOSE UNIONS WILL STILL SUBMIT
STATEMENTS AND ... IN ADDITION ...
BC&T ... THE FOOD AND ALLIED SERVICE
TRADES DEPARTMENT ... AND THE POLICE
UNION HAVE SUBMITTED STATEMENTS
OPPOSING THE BILL.

WE HAVE ALSO MADE HEADWAY WITH
VETERANS' GROUPS ... PARTICULARLY
THE VFW, THE AMERICAN LEGION AND AND
THE COALITION OF VIETNAM VETS.

AS REPORTED SEVERAL WEEKS BACK ...
THE VFW WENT SO FAR AS TO PASS A
RESOLUTION AGAINST THE STEVENS BILL
AT ITS ANNUAL MEETING.

THEY HAVE LOBBIED AGAINST IT ... AND
ATTEMPTED UNSUCCESSFULLY TO BE
SELECTED FOR THE HEARINGS ON THE
BILL THESE PAST FEW DAYS.

HOWEVER; THE COALITION OF VIETNAM
VETERANS ALSO ASKED TO TESTIFY ...
WERE REFUSED ... AND THEN WENT
DIRECTLY TO SENATOR DOLE WHO SAW TO
IT THAT THEY WERE GIVEN TIME. THEY
WERE HEARD YESTERDAY.

ALL TOLD ... THE VETERANS HAVE PUT A
LOT OF PRESSURE ON SENATOR MURKOWSKY
... WHO LIKE STEVENS IS A REPUBLICAN
FROM ALASKA ... IS A CO-SPONSOR OF
THE BILL ... AND CHAIRMAN OF THE
SENATE VETERANS AFFAIRS
SUBCOMMITTEE.

OVER THE YEARS ... RESTAURANT
ASSOCIATIONS HAVE BEEN AMONG OUR
BEST ALLIES. THE VOLUNTARY PROGRAM
... APPROVED AT YOUR MEETING THIS
PAST FEBRUARY ... HAS DONE A GREAT
DEAL TO CEMENT THOSE RELATIONS.

OVER THE SUMMER WE WORKED THROUGH
THE NATIONAL RESTAURANT ASSOCIATION
TO OFFER OUR VOLUNTARY PROGRAM --
"SMOKERS ARE WELCOME HERE" -- TO
THEIR STATE AFFILIATES. SO FAR
WE'VE HEARD FROM GROUPS IN
LOUISIANA, PENNSYLVANIA, ARIZONA,
DELAWARE, WASHINGTON, FLORIDA, AND
TWO OKLAHOMA CHAINS FOR TENT CARDS
... ALL AS A RESULT OF THE
PROMOTION GIVEN THE PROGRAM BY NRA.

WE HAVE NOT BEEN AS SUCCESSFUL ...
YET WITH MINORITIES ... BUT WE DO
EXPECT THE U.S. HISPANIC CHAMBER OF
COMMERCE TO PASS A RESOLUTION
AGAINST WORKPLACE RESTRICTIONS AT
ITS NEXT MEETING. THAT WILL HELP US
OBTAIN SIMILAR EXPRESSIONS OF
SUPPORT FROM OTHER HISPANIC AND
LATINO GROUPS.

THERE REMAINS A LOT TO BE DONE WITH
BLACKS ... ASIANS ... AND OTHER
RACIAL MINORITIES WHO BEAR THE
BRUNT OF ALL FORMS OF
DISCRIMINATION.

BUT ... WE ARE MAKING DEFINITE
PROGRESS IN THIS AREA.

THIS HAS BEEN A LONG REPORT ... BUT
IT HAS BEEN LONG IN COMING.

EARLIER ... I SAID I HAD A FIFTH
OBSERVATION ... AND IT IS THAT THIS
ISSUE IS JUST WARMING UP.

IN 1986 ... THE SURGEON GENERAL WILL
ISSUE HIS VERY FIRST REPORT
EXCLUSIVELY ON THIS ISSUE. WE WILL
SEE SPECIAL STUDIES FROM VARIOUS
FEDERAL AGENCIES ... AND WE WILL SEE
A GREAT MANY LEGISLATIVE PROPOSALS
AT ALL LEVELS OF GOVERNMENT. WE ARE
EXPECTING ANOTHER ATTEMPT TO BAN
SMOKING ON COMMERCIAL AIRLINES AND
WE MAY SEE SMOKING IN THE HOME
BECOME AN ISSUE UNTO ITSELF.

AND SO ... OUR FINAL OBSERVATION IS
THAT WE AIN'T SEEN NOTHING YET. BUT
... THEN ... THEY AIN'T SEEN NOTHING
YET ... EITHER.

THANK YOU.