
The National Environmental Tobacco Smoke Conference is the year's premiere national gathering—bringing together professionals within law, government, occupational safety and health, building management, and public interest who are spearheading the national response to ETS. These representatives will meet to discuss the legislative, policy, and legal issues critical to ETS.

Eight sessions will be presented by nationally recognized leaders in government, law, the private sector, and public interest and cover a comprehensive and extensive agenda of ETS issues. The conference program will be rounded out by two keynote luncheons featuring presentations by senators and congressmen shaping the legislative and regulatory debate on Capitol Hill.

The National Environmental Tobacco Smoke Conference is produced by IAQ Publications, Inc., publishers of the critically acclaimed *Indoor Air Review* newspaper and respected producer of several annual conferences on indoor environmental issues. As the industry's most respected independent publisher of indoor air quality information, IAQ Publications devotes its considerable resources and track record to assuring *the National Environmental Tobacco Smoke Conference's* place as the nation's premiere conference on this important indoor air quality issue.

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| <input type="checkbox"/> Environmental Lawyers | <input type="checkbox"/> Occupational Health and Safety Personnel |
| <input type="checkbox"/> Federal Government Policymakers and Officials | <input type="checkbox"/> Public Interest and Consumer Advocates |
| <input type="checkbox"/> State and Local Government Policymakers and Officials | <input type="checkbox"/> Environmental Consultants |
| <input type="checkbox"/> Public Health Officials | <input type="checkbox"/> Insurance Executives and Underwriters |
| <input type="checkbox"/> Building Owners and Managers | <input type="checkbox"/> Fortune 500 Firms |
| <input type="checkbox"/> Facility Managers | <input type="checkbox"/> Environmental Health Professionals |
| <input type="checkbox"/> Hospitality Industry Executives | <input type="checkbox"/> Physicians |
| <input type="checkbox"/> Industrial Hygienists | <input type="checkbox"/> Researchers |
| <input type="checkbox"/> Restaurant Industry Executives | |

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The National Environmental Tobacco Smoke Conference: Public Battles, Private Choices will provide you with a comprehensive, intensive, and multidisciplinary examination of the legal, political, economic, and workplace impact of environmental tobacco smoke—information you can use for:

- Preparation or Prevention of Litigation**
- Minimizing Liability**
- ETS/Smoking Program Development, Implementation, and Evaluation**
- ETS Policy Development**
- Developing Model ETS Legislation**
- Building Management**

The National Environmental Tobacco Smoke Conference tackles controversy head on. The many provocative issues will be confronted directly to give attendees the opportunity to make up their minds for themselves. The conference will give you the direction you need to understand the rapidly changing ETS landscape. The conference will not only give you insight into the future, it will also provide you the interdisciplinary forum to shape that future.

You'll Learn about ...

Landmark ETS litigation: The tobacco industry lawsuit against the Environmental Protection Agency over the agency's classification of secondhand smoke as a carcinogen set the business, legal and health worlds on fire. You'll discover how the offensive strategies of the industry and the defensive tactics of the EPA continue to unfold — and how you can learn from both.

Legal obligations and liability risks of building owners and managers: Just what do you need to know? Should you allow smoking in your workplace, restaurant, or hotel? Should you create a "smoking lounge"? Or should you tell your employees or customers to "take it outside"? You learn what the legal obligations are and what risks you take in choosing any of these options.

Legal rights of nonsmokers and smokers: There's a lot of people screaming about their rights to smoke or not to smoke. The conference will help you sort out fact from fiction.

ETS policies and the unions: Many unions are pushing for smoking bans. You need to know what they know.

ETS case law and legal theories: The legal precedents of this controversy are layered in a tangled web of lawyer-speak. The conference will help you cut through the jargon and provide important information on common law, workmans' compensation, negligence, unemployment insurance, discrimination, the American's With Disabilities Act and the Federal Rehabilitation Act.

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Model ETS programs: There are right ways and wrong ways to implement any program. Conference presenters will give you suggestions on how to establish the program that's best for your work place.

Cost/benefit analyses of ETS programs: What's the bottom line? That's a crucial question that every building owner or employer must answer.

State and local ETS legislation: It seems virtually every municipality has its own smoking laws. The conference will walk you through the myriad state and local ordinances — from the most extreme smoking bans to the nonexistent.

ETS legislation in the U.S. House and Senate: Experts say that it's likely Capitol Hill will make legislative moves on ETS. You need to know what's in the works and what's around the corner.

Federal government overviews: Overviews and analyses of EPA, OSHA, and CDC ETS programs and policies: Different agencies have different policies, and each carries a different impact. The conference will help you keep track.

ETS perspectives from smokers and nonsmokers advocacy groups: Advocates on either side of the ETS issue are waging war. Simply put, many smokers' rights groups and smoking ban supporters don't like one another. The conference will explain their philosophies and show what they're doing.

Thursday, December 16

7:30am - 8:30am

Registration/Coffee Service

8:30am - 10:00am

EPA/OSHA/CDC: Overview and Analysis of ETS Programs, Policy, & Activities

10:00am - 10:30am

Coffee break

10:30am - 12:00nn

State ETS Legislation: An Overview

12:00nn - 1:30pm

Luncheon with Speaker: Federal ETS Legislation: The House

1:30pm - 3:00pm

ETS: The Tobacco Industry Perspective

3:00pm - 3:30pm

Coffee break

3:30pm - 5:00pm

Public Interest & Private Sector Program Initiatives

Friday, December 17

7:30am - 8:30am

Check In/Coffee Service

8:30am - 10:00am

ETS Management & Liability: The Workplace

10:00am - 10:30am

Coffee break

10:30am - 12:00nn

ETS Management & Liability: The Restaurant and Hospitality Industries

12:00nn - 1:30pm

Luncheon with Speaker: Federal ETS Legislation: The Senate

1:30pm - 3:00pm

ETS Litigation: Precedents & Predictions

3:00pm - 3:30pm

Coffee break

3:30pm - 5:00pm

Theories of ETS Litigation & Liability: Plaintiff & Defense

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8:30am - 10:00am

EPA/OSHA/CDC:**Overview and Analysis of ETS Programs, Policy, & Activities**

When the Environmental Protection Agency released its report in January 1993 tagging ETS as a class A carcinogen, it unleashed a fire storm of controversy. The tobacco industry launched a massive campaign in efforts to debunk the report and then filed suit against the agency. But the agency has not shrunk from its findings. As a result, the no-smoking movement has gained steam and has succeeded in getting state and local governments to enact regulations concerning ETS, and to spur private sector incentive programs. And now, as more research from the Centers for

Disease Control and think-tanks emerges, the Occupational Safety and Health Administration and other federal agencies are beginning to take action.

In this session, participants will learn firsthand from senior agency officials about the policies, programs and proposals on the table and what lies in store for the public in the areas of regulation, enforcement and research. Presenters will provide an overview and analysis of the political, scientific and economic complexities concerning secondhand smoke.

10:30am - 12:00pm

State ETS Legislation: An Overview

Currently, cities in California are leading the way in enacting smoking bans. And Vermont recently passed a bitterly fought state-wide ban. More and more states — and cities — are following suit with implementing bans, or are establishing less comprehensive smoking restrictions. Other cities and states are taking a stand by continuing to permit smoking in nearly all workplaces. Still others are awaiting federal action. Certainly, it seems each state is

taking a different approach based on varying ideologies and regulations.

In this session, participants will learn of the many and varied ways in which states and local governments are dealing with the competing cries from non-smoking advocates on one side and the tobacco industry and smoking rights groups on the other. Speakers will present a clear and concise examination of state and local moves concerning ETS.

12:00pm - 1:30pm (Seated Luncheon)

Federal ETS Legislation: The House

In the 1993 legislative session, several congressional members have proposed bills to curb smoking in the workplace and in public buildings. When Congress reconvenes in 1994, it will likely take action. In fact, some observers say it's only a matter of time before the federal government punctuates the smoking debate by mandating restrictions on smoking in public places.

Attendees will learn the issues being debated on Capitol Hill — the advantages and disadvantages of congressional involvement in the ETS controversy. Finding out sooner rather than later will keep employers, building managers, and lawyers ahead of the regulatory curve. And that could save money and avoid trouble.

1:30pm - 3:00pm

ETS: The Tobacco Industry Perspective

In the face of mounting pressure in both the federal and state arenas to enact smoking restrictions, the embattled tobacco industry is striking back. The industry's suit against the EPA accusing the agency of exceeding its authority with unscientific and unwarranted scare tactics, has gained an enormous amount of media attention. In July when the suit was filed, it seemed nearly everyone held a strong opinion. And tobacco industry offi-

cialists want everyone to know, the controversy is not going away. They are not backing off. Conference participants will hear in this session the industry's side of this spirited public debate, including its case for individual rights, its beef over what it considers faulty science by the EPA, and its concerns over the economic impact anti-smoking laws may carry.

3:30pm - 5:00pm

Public Interest & Private Sector Program Initiatives

Public awareness of the alleged health hazards of ETS has never been higher. Public interest groups are trying to capitalize on this by pressuring federal government agencies to enact regulations to restrict smoking in the workplace and public. One group has asked OSHA to set an emergency standard to protect workers from what it sees as the clear cancer to their health.

Many in the private sector are conducting re-

search, offering educational forums and publishing brochures and booklets to help unions, employers and building managers decide just what to do about secondhand smoke.

In this session, participants will learn the goals and strategies of public interest groups and private sector organizations. Speakers will outline what approaches each of them believes is the best course of action.

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8:30am - 10:00am

ETS Management & Liability: The Workplace

Smoking in the workplace has become the management hot potato of the 1990s. The EPA's landmark report on ETS will result in increased pressure on employers, building owners and policymakers to further regulate ETS. Corporations and building owners and managers are being sued by smokers and nonsmokers alike. Consequently, private and public employers may find themselves as defendants in ETS litigation.

Addressing ETS concerns can be an expensive proposition for landlords and building

owners. And controversy continues to swirl around whether to fully ban smoking in a structure or use other in-place management techniques. Every building is different and participants will be briefed on the pros and cons of a broad range of policies by the leading national authorities in the field.

Participants will also learn all-important information on how to avoid costly and debilitating lawsuits and what to do in the face of litigation.

10:30am - 12:00nn

ETS Management & Liability: The Restaurant and Hospitality Industries

Nowhere is the debate over ETS more volatile than in the restaurant and hotel industries. Some people believe the long-standing tradition of lighting up a cigarette after a meal should not be infringed upon. Others say the air in restaurants and hotels belong to everyone, and smoking fouls it up.

There are many different management approaches restaurant and hotel managers can take — from installing air cleaners to imple-

menting bans. One thing is certain: some action is necessary. To do nothing opens the way for legal nightmares. Because whether it is a four-star restaurant or fast-food chain, an off-the-road motel or a swanky downtown hotel, businesses are getting hit with lawsuits. In this session, participants will hear the nation's most knowledgeable experts discuss all the management and legal options for the restaurant and hotel industries.

12:00nn - 1:30pm (Seated Luncheon)

Federal ETS Legislation: The Senate

The U.S. Senate has always been considered the stodgier of the two houses of Congress — the American version of the House of Lords. With this reputation, the status quo seems to rule the day. But as ETS gets more and more attention, even the Senate has examined the issue and floated bills restricting smoking in public places. Some experts say all it would take for an ETS bill to sail would be for a big

name to get behind it. That they say is on the horizon. After all, the executive branch has already taken action when President Clinton banned smoking in the White House.

Attendees of this session will discover what the Senate is up to today and what it will likely do in the near future.

1:30pm - 3:00pm

ETS Litigation: Precedents & Predictions

There have already been scores of suits filed against employers and building managers over health problems related to ETS. And the slow but steady stream of litigation is likely to turn into a torrential flow. A report by an investment research firm predicts massive litigation problems for the tobacco industry, comparable to the asbestos debacle of the 70's and 80's. No employer wants such headaches.

In this track, participants will be brought up-to-date on current controversies in the court. Knowing what precedents have been set could help in forming policy to deflect any future legal action. The law is changing quickly, and participants in this session will hear the experts predict exactly where the legal battles will be held next.

3:30pm - 5:00pm

Theories of ETS Litigation & Liability: Plaintiff & Defense

Plaintiffs' attorneys throughout the country are considering forcing the powerful tobacco industry to take responsibility for damages resulting from ETS. The legal theories used to mount such suits are intriguing and ever-evolving. Attendees will be briefed on the latest strategies to employ in pursuing legal action.

Participants will also learn from the experts what can be done to prevent or successfully defend against a lawsuit when ETS becomes contentious issue. The legal system is not only a forum for redressing grievances, but is so one for preventing ETS problems. In this session, participants will learn what legal issues are being pursued and are opening

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Bob Axelrad

Director, Indoor Air Division
Environmental Protection Agency
Washington, DC

Robert Axelrad is responsible for overall EPA policy on indoor air pollution, coordination of IAQ activities with other federal agencies, and development of information and guidance on a wide range of indoor air quality issues. He is a founding member of the International Society of Indoor Air and Climate.

Scott Ballin

Vice President
American Heart Association
Washington, DC

Scott Ballin oversees the planning, coordination and implementation of the Association's national legislative and regulatory program. Since 1985, he has served as a member of the Steering Committee for the Coalition on Smoking or Health, comprised of the American Heart Association, the American Cancer Society, and the American Lung Association.

John Banzhaf

Executive Director
Action On Smoking & Health
Washington, DC

John Banzhaf is widely known for bringing public interest legal actions relating to environmental harm, health hazards, discrimination, safety problems, and governmental wrongdoing. He has been a leader in the battle for restrictions on cigarette advertising and in defending the legal rights of nonsmokers in hundreds of legislative, administrative and judicial proceedings.

Bill Borwegan

Director, Occupational Health And Safety
Service Employees International Union
Washington, DC

Bill Borwegan oversees a nationwide network of technical and professional staff based in Washington and in seven field offices which respond to local Union requests for educational and technical services to protect SEIU's members.

James Dinegar

Vice President,
Government and Industry Affairs
Building Owners and Managers Association
Washington, DC

Jim Dinegar is a part of the legislative team representing the interests of the nation's building owners and managers before government. BOMA has sponsored over 55 indoor air quality management seminars in conjunction with the EPA and recently supported a federal ban on smoking in the workplace.

Fran DuMelle

Deputy Managing Director
American Lung Association
Washington, DC

Fran Du Melle is also Director of Government Relations. She is responsible for research advocacy, regulatory and environmental health legislative activities. Du Melle recently chaired the Steering Committee of the Coalition on Smoking or Health, comprised of the American Heart Association, the American Cancer Society, and the American Lung Association.

Michael Eriksen

Director, Office On Smoking & Health
Centers For Disease Control & Prevention
Atlanta, GA

Michael Eriksen heads the federal government's principal office for promoting the reduction of tobacco use. Immediately preceding this appointment, he was an assistant professor of cancer prevention at the University of Texas, Anderson Cancer Center. Eriksen's primary research focus was in tobacco control policy, examining the prevalence and impact of organizational smoking policies.

Gio Gori

Director
Health Policy Center
Bethesda, MD

The Health Policy Center is a consulting practice specializing in research in toxicology, epidemiology, risk assessment, and the formulation of public policy alternatives compatible with health, safety and the common welfare. For 12 years, Gio Batta Gori was with the National Cancer Institute. He is president of the International Society of Regulatory Toxicology and Pharmacology.

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Peter Grannis
Assemblyman
The State Assembly of New York
Albany, NY

Peter Grannis has devoted much of his energies to health issues. He authored New York's Clean Indoor Air Act, the nation's most comprehensive set of smoking restrictions. Grannis also sponsored the strongest state action to protect teenagers from tobacco addiction, the Adolescent Tobacco Use Prevention Act. He is on the Insurance, Ways and Means, Environmental Conservation, Health, and Housing committees.

Bob Harrington
Director Of Technical Services
National Restaurant Association
Washington, DC

Robert Harrington advises the Association and its members on legislative and regulatory issues which impact the foodservice industry, such as public health and sanitation, safety, and energy management.

Laurence Kirsch
Attorney
Gadwalader, Wickersham, & Taft
Washington, DC

Laurence Kirsch has counseled clients and litigated in matters involving Superfund, the Resource Conservation and Recovery Act, the Clean Air Act, the Clean Water Act, the Safe Drinking Water Act, the Toxic Substances Control Act, and the Occupational Safety and Health Act. Kirsch graduated from Harvard Law School and is former editor-in-chief of the Indoor Pollution Law Report.

Thomas Lauria
Assistant to the President
The Tobacco Institute
Washington, DC

Thomas Lauria is one of the tobacco industry's principal spokespersons. He has appeared on most major television network news programs and in every major American daily newspaper. Lauria has received several top awards in the industry.

Susan Rosmarin
Attorney
Theien, Marin, Johnson, & Bridges
New York, NY

Susan Rosmarin monitors compliance with federal, state and local environmental law and regulations, provides environmental due diligence analysis and counseling, and drafts and negotiates contracts for a variety of environmental services.

Victor Schwartz
Attorney
Crowell & Moring
Washington, DC

Victor Schwartz co-chairs the firm's Torts and Insurance Practice Group. His practice involves litigation on the development of legislation and product liability loss prevention. Schwartz is also an Adjunct Professor at Georgetown University Law Center.

Elia Sterling
President
Sterling & Assoc.
Vancouver, BC

In addition to his duties at Sterling and associates, a consulting firm, Elia Sterling is chairman of a number of committees of professional organizations concerned with healthy buildings including ASHRAE, AIA, and BCMA. He has also taught Building Science and Technology at the University of British Columbia.

Ed Sweda
Attorney
Group Against Smoke Pollution (GASP)
Boston, MA

Ed Sweda works through the state and local governments to protect non-smoker rights and to deter youth access to tobacco products. In private practice, he represents plaintiffs in ETS cases. Sweda has been editor of the GASP Newsletter since 1984.

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