



93RD GENERAL ASSEMBLY
State of Illinois
2003 and 2004

Introduced 2/5/2004, by Mattie Hunter

SYNOPSIS AS INTRODUCED:

New Act

Creates the Disclosure of Ingredients in Tobacco Products Act. Provides that, beginning in the year 2005, any manufacturer of cigarettes, snuff, or chewing tobacco shall provide the Department of Public Health with an annual report that lists specified information for each brand of product sold.

LRB093 20225 RAS 45983 b

1 AN ACT concerning tobacco.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the
5 Disclosure of Ingredients in Tobacco Products Act.

6 Section 5. Annual report.

7 (a) For the purpose of protecting the public health, any
8 manufacturer of cigarettes, snuff, or chewing tobacco sold in
9 this State shall provide the Department of Public Health with
10 an annual report, in a form and at a time specified by the
11 Department of Public Health, that lists for each brand of
12 product sold the following information:

13 (1) the identify of any added constituent other than
14 tobacco, water, or reconstituted tobacco sheet made wholly
15 from tobacco, to be listed in descending order according to
16 weight, measure, or numerical count; and

17 (2) the nicotine yield ratings, which shall accurately
18 predict nicotine intake for average consumers, based on
19 standards to be established by the Department of Public
20 Health.

21 (b) The nicotine yield ratings so provided, and any other
22 information in the annual reports with respect to which the
23 Department of Public Health determines that there is a
24 reasonable scientific basis for concluding that the
25 availability of such information could reduce risks to public
26 health, shall be public records. However, before any public
27 disclosure of this information, the Department of Public Health
28 shall request the advice of the Attorney General whether the
29 disclosure would constitute an unconstitutional taking of
30 property and shall not disclose the information unless and
31 until the Attorney General advises that the disclosure would
32 not constitute an unconstitutional taking.

1 (c) This Section does not require a manufacturer, in its
2 report to the Department of Public Health or otherwise, to
3 identify or disclose the specific amount of any ingredient that
4 has been approved by the Food and Drug Administration, Public
5 Health Service, United States Department of Health and Human
6 Services (FDA), or its successor agency, as safe when burned
7 and inhaled or that has been designated by the FDA, or its
8 successor agency, as generally recognized as safe when burned
9 and inhaled, according to the Generally Recognized As Safe list
10 of the FDA.

11 (d) The annual reports required in this Section shall be
12 filed beginning in the year 2005.