

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION
SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1301

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La Costa Rickford
Operator's Signature

10/2/03
Date

2003 HOUSE JUDICIARY

HB 1301

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10/3/03
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1301

House Judiciary Committee

☐ Conference Committee

Hearing Date 1-29-03

Tape Number	Side A	Side B	Meter #
2		xx	13-30
Committee Clerk Signature <i>Al Penrose</i>			

Minutes: 12 members present, 1 member absent (Rep. Onstad)

Chairman DeKrey: We will open the hearing on HB 1301.

Rep. Mark Dosch: Introduced HB 1301. (see attached testimony)

Rep. Eckre: Are these currently being sold in ND, sold in convenience stores now?

Rep. Dosch: No, but are moving into the state.

Rep. Eckre: Are foreign countries producing these bids.

Rep. Dosch: You order them from India and it made a referral to a company in US.

Chairman DeKrey: Thank you. Anyone else wishing to testify from out of town.

Keith Johnson, representative of the ND Public Health Association: Support. We view bids as cigarettes with training wheels, they have more nicotine than regular cigarettes.

Chairman DeKrey: Thank you. We will continue with questions for Rep. Dosch.

Rep. Klemin: Did you say there are some states that have banned the sale of these items.

Page 2
House Judiciary Committee
Bill/Resolution Number HB 1301
Hearing Date 1-29-03

Rep. Dosch: Yes, Illinois, Vermont, and West Virginia, have banned it all together; several other states have also banned them for their youth.

Rep. Klemin: This is a pretty broad statute, as far as not only sale, but possession and use and infractions; the youth being the primary target of this product. I'm not sure how the infraction would work out in juvenile court, but would you be inclined to narrow it down to sale, or something like that then possession.

Rep. Dosch: We used the tobacco laws. I would be open to that.

Rep. Kingsbury: If it is a tobacco product, say a law enforcement officer catches a minor smoking, he's not going to know if it is a cigarette or bids. Would it fall under the same categories, \$25 fine.

Rep. Dosch: My understanding is that it would fall under the same tobacco fines as they are now

Chairman DeKrey: Thank you.

Kathleen Mangskau, Tobacco Program Administrator for ND Dept of Health: Support (see attached testimony). Would like to amend the bill to include kreteks.

Rep. Klemin: Would our existing tobacco products law apply to bidis or kreteks.

Ms. Mangskau: In most states, the laws do not apply to bidis or kreteks.

Chairman DeKrey: Thank you for appearing before our committee. Anyone else wishing to testify for HB 1301.

John Quinlan, ND Tax Department: Currently they are a class of cigarettes under our law.

Chairman DeKrey: Do we have retailers selling them.

Page 3
House Judiciary Committee
Bill/Resolution Number HB 1301
Hearing Date 1-29-03

Mr. Quinlan: Generally you will find at record stores, and specialty tobacco shops are the types of stores that will sell them. They are sold on a limited basis.

Chairman DeKrey: Thank you. Any further testimony on HB 1301. We will close the hearing.

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10/3/03
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1301

House Judiciary Committee

☐ Conference Committee

Hearing Date 2-3-03

Tape Number	Side A	Side B	Meter #
2		x	44-end

Committee Clerk Signature *[Signature]*

Minutes: 12 members present, 1 member absent (Rep. Bernstein)

Chairman DeKrey: What are the committee's wishes in regard to HB 1301.

Rep. Klemin: Move to amend to add kreteks, take out possession on line 7, line 8 remove the infraction to sell or distribute.

Rep. Maragos: Seconded.

Voice vote: Roll call fails.

Chairman DeKrey: Check with LC to get the amendments in written form of what you are looking for. We will close for now.

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1301

House Judiciary Committee

☐ Conference Committee

Hearing Date 2-11-03

Tape Number	Side A	Side B	Meter #
3	xx		10-16.8
Committee Clerk Signature <i>A. Penrose</i>			

Minutes: 13 members present.

Chairman DeKrey: What are the committee's wishes in regard to HB 1301.

Rep. Klemin: I have an amendment 30377.0101. I move the amendment.

Rep. Maragos: Seconded.

Voice vote: Carried.

Rep. Maragos: I move a Do Pass as amended.

Rep. Grande: Seconded.

12 YES 1 NO 0 ABSENT DO PASS AS AMENDED CARRIER: Rep. Wrangham

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Operator's Signature

10/3/03
Date

30377.0101
Title.0200

Prepared by the Legislative Council staff for
Representative Klemin
February 10, 2003

VR
2/12/03

HOUSE AMENDMENTS TO HOUSE BILL NO. 1301 JUD 2-12-03

Page 1, line 2, remove ", possession, and use"

Page 1, line 7, remove ", purchase, possession, and use"

Page 1, line 8, remove ", purchase, distribute, possess, smoke, or use"

Renumber accordingly

Page No. 1

30377.0101

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Operator's Signature

10/2/03
Date

Date: 2/11/03
Roll Call Vote #: 1

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1301

House Judiciary Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number 30377.0101 . 0200

Action Taken Do Pass as Amended

Motion Made By Rep. Maragos Seconded By Rep. Grande

Representatives	Yes	No	Representatives	Yes	No
Chairman DeKrey	✓		Rep. Delmore	✓	
Vice Chairman Maragos	✓		Rep. Eckre	✓	
Rep. Bernstein	✓		Rep. Onstad	✓	
Rep. Boehning		✓			
Rep. Galvin	✓				
Rep. Grande	✓				
Rep. Kingsbury	✓				
Rep. Klemm	✓				
Rep. Kretschmar	✓				
Rep. Wrangham	✓				

Total (Yes) 12 No 1

Absent 0

Floor Assignment Rep. Wrangham

If the vote is on an amendment, briefly indicate intent:

Jo Costa Rickford
Operator's Signature

10/3/03
Date

Date: 2/3/03
Roll Call Vote #: Voice Vote on Amendment

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1301

House Judiciary Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass on Amendment

Motion Made By Rep. Klemm Seconded By Rep. Maragos

Representatives	Yes	No	Representatives	Yes	No
Chairman DeKrey		✓	Rep. Delmore		✓
Vice Chairman Maragos	✓		Rep. Eckre	✓	
Rep. Bernstein	AB		Rep. Onstad		✓
Rep. Boehning		✓			
Rep. Galvin		✓			
Rep. Grande		✓			
Rep. Kingsbury		✓			
Rep. Klemm	✓				
Rep. Kretschmar	✓				
Rep. Wrangham		✓			

Total (Yes) 4 No 8

Absent 1

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

Amendment Failed

REPORT OF STANDING COMMITTEE (410)
February 12, 2003 4:34 p.m.

Module No: HR-27-2499
Carrier: Wrangham
Insert LC: 30377.0101 Title: .0200

REPORT OF STANDING COMMITTEE

HB 1301: Judiciary Committee (Rep. DeKrey, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends **DO PASS** (12 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1301 was placed on the Sixth order on the calendar.

Page 1, line 2, remove ", possession, and use"

Page 1, line 7, remove ", purchase, possession, and use"

Page 1, line 8, remove ", purchase, distribute, possess, smoke, or use"

Renumber accordingly

2003 SENATE JUDICIARY

HB 1301

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10/2/03
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1301

Senate Judiciary Committee

☐ Conference Committee

Hearing Date 03/19/03

Tape Number	Side A	Side B	Meter #
1	X		7.8 - 22.9
Committee Clerk Signature <i>Maria L Solberg</i>			

Minutes: Senator John T. Traynor, Chairman, called the meeting to order. Roll call was taken and all committee members present. Sen. Traynor requested meeting starts with testimony on the bill:

Testimony in Support of HB 1301

Rep. Mark Dosch - Dist # 32, Introduced Bill (meter 7.8) Read Testimony Attachment #1.

Handed out original bill before the House made changes.

Sen. Lyson stated reading an article about how Meth was added to the cigarette - easy to unroll and sweet flavor hid smell.

Sen. Traynor questioned why house took this part out? It would be too hard to enforce.

Sen. Lyson asked if these are presently being sold in ND. Yes discussion (meter 14) Do these have the Federal and Surgeon Generals Warning on them.

Kathleen Mangskau - Tobacco Program Administrator for the ND Dept. of Health. (meter 15.4)

Read Testimony Attachment #2.

Page 2

Senate Judiciary Committee

Bill/Resolution Number HB 1301

Hearing Date 03/19/03

Testimony in Opposition of HB 1301

None

Senator John T. Traynor, Chairman closed the hearing

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Operator's Signature

Sal Costa Rickford

Date

10/3/03

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1301

Senate Judiciary Committee

☐ Conference Committee

Hearing Date 03/26/03

Tape Number	Side A	Side B	Meter #
1	X		25 - 33
Committee Clerk Signature <i>Maria L. Salberg</i>			

Minutes: Senator John T. Traynor, Chairman, called the meeting to order. Roll call was taken and all committee members present. Sen. Traynor requested meeting starts with committee work on the bill:

Sen. Trenbeath stated that I understand the legitimacy of this legislation but I has a hard time making something illegal that in any other forms are legal. Discussion of the regulation of product. Sen. Dever brought a sample of product to look at. Read packaging. Sen. Traynor stated that in this bill it is not illegal to posses the product but it is to sell it.

Motion Made to DO NOT PASS HB 1301 Sen. Dever and seconded by Sen. Nelson

Roll Call Vote: 4 Yes. 1 No. 1 Absent

Motion Passed

Floor Assignment: Sen. Dever

Senator John T. Traynor, Chairman closed the hearing

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Lu Costa Rickford
Operator's Signature

10/3/03
Date

Date: March 26, 2003
Roll Call Vote #: 1

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1301

Senate JUDICIARY Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken DO PASS

Motion Made By Sen. Dever Seconded By Sen. Nelson

Senators	Yes	No	Senators	Yes	No
Sen. John T. Traynor - Chairman	X		Sen. Dennis Bercier	A	A
Sen. Stanley Lyson - Vice Chair		X	Sen. Carolyn Nelson	X	
Sen. Dick Dever	X				
Sen. Thomas L. Trenbeath		X			

Total (Yes) THREE (3) No TWO (2)

Absent ONE (1)

Floor Assignment Sen. Dever

If the vote is on an amendment, briefly indicate intent:

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10/2/03
Date

REPORT OF STANDING COMMITTEE (410)
March 26, 2003 1:26 p.m.

Module No: SR-54-5814
Carrier: Dever
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1301, as engrossed: Judiciary Committee (Sen. Traynor, Chairman) recommends DO PASS (3 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1301 was placed on the Fourteenth order on the calendar.

(2) DESK, (3) COMM

Page No. 1

SR-54-5814

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10/3/03
Date

2003 TESTIMONY

HB 1301

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10/3/03
Date

P

HB 1301
JUDICIARY COMMITTEE
CHAIRMAN DEKREY
January 29, 2003 2:00pm

CHAIRMAN DEKREY AND MEMBERS OF THE JUDICIARY COMMITTEE FOR THE RECORD MY NAME IS MARK DOSCH REPRESENTATIVE FROM DISTRICT 32 BISMARCK.

I COME BEFORE YOU TODAY TO ASK YOUR SUPPORT OF HB 1301.

THIS BILL DEALS WITH A NEW TOBACCO PRODUCT CALLED BIDIS OR BEEDIES. FOR THOSE OF YOU WHO DON'T KNOW, BIDS IS A FLAVORED FILTER LESS CIGARETTES IMPORTED FROM AND MADE IN INDIA, AND HAS BEEN GROWING IN POPULARITY AMONG AMERICA'S TEENAGERS SINCE THE MID 1990'S. THEY ARE EASIER AND CHEAPER TO BUY THAN CIGARETTES, AND ADOLESCENTS LIKE THEIR TASTE. MADE OF SHREDDED TOBACCO ROLLED IN DRIED TENDU LEAVES AND SECURED WITH STRING, THEY COME IN A VARIETY OF FLAVORS, INCLUDING CHOCOLATE, VANILLA, CHERRY, LICORICE, MENTHOL AND MANGO.

STUDIES SHOW THAT BIDIS HAVE:

- NICOTINE CONTENT THAT IS FAR HIGHER THAN REGULAR CIGARETTES
- THREE TIMES MORE CARBON MONOXIDE
- FIVE TIMES THE AMOUNT OF TAR AS FILTERED CIGARETTES

SMOKING BIDIS CAN LEAD TO ORAL CANCER, LUNG CANCER AND OTHER HEALTH PROBLEMS SIMILAR TO THOSE CAUSED BY STANDARD CIGARETTES.

SOME HAVE ASKED WHY NOT TREAT BIDIS LIKE ANY OTHER TOBACCO PRODUCT? MY ANSWER IS THIS: IF THIS WAS JUST ANOTHER NEW BRAND OF PHILIP MORRIS CIGARETTES I WOULD AGREE, HOWEVER ND ALREADY HAS THE DISTINCTION OF HAVING THE HIGHEST PERCENT OF OUR YOUTH IDENTIFIED AS SMOKERS. THIS PROBLEM WITH BIDIS WHICH HAS BEEN MOVING "INLAND" OVER THE PAST SEVERAL YEARS HAS RESULTED GROWING POPULARITY. A 1999 TOBACCO STUDY REVEALED THAT IN MASSACHUSETTS FOR EXAMPLE 40 PERCENT OF THEIR YOUTH HAS TRIED BIDIS AND 16% CONSIDER THEIR SELF CURRENT BIDI SMOKERS. IN ADDITION, MARKETING STUDIES HAVE SHOWN THAT YOUTH ARE BEING TARGETED BY THE INDUSTRY. THE LURE OF FLAVORED CIGARETTES MAKE THIS PRODUCT ALL THE MORE ATTRACTIVE TO OUR YOUTH, AND AS MENTIONED ABOVE IS EVEN MORE DANGEROUS THEN REGULAR CIGARETTES. IN ADDITION, THE US CUSTOM SERVICE HAS EVEN BAN THIS PRODUCT FROM CERTAIN REGIONS OF

INDIA AFTER RECEIVING EVIDENCE THAT SOME COMPANIES ARE USING
INDENTURED CHILD LABOR TO PRODUCE THEM.

BIDS ARE EASY TO BUY, AND CAN BE PURCHASED OVER THE INTERNET (TAX
FREE I MIGHT ADD). IN FACT IF YOU WANT TO KNOW JUST HOW POPULAR
THEY ARE I ENCOURAGE YOU TO GO TO YAHOO.COM AND SEARCH FOR THE
WORD BIDIS, AND YOU WILL GET 32,700 HITS ON THE WORD, WITH APPROX.
95% OF THOSE SITES ARE ISSUING WARNINGS ABOUT THIS NEW HEALTH
THREAT TO OUR YOUTH.

MEMBERS OF THE JUDICIARY COMMITTEE, OUR YOUTH HAVE ENOUGH
PROBLEMS WITH DRUGS, ALCOHOL, AND TOBACCO TO DEAL WITH AS IT IS.
THIS PRODUCT, SPECIFICALLY TARGETED AT OUR YOUTH HAS NO
REDEEMING VALUE, AND IS A DANGEROUS TO THEIR HEALTH. WE NEED TO
STOP IT NOW BEFORE IT MAKES IT WAY INTO ND AND INTO THE HANDS OF
OUR YOUTH.

PLEASE SHOW YOU CARE ABOUT THE FUTURE OF OUR YOUTH AND VOICE
YOUR SUPPORT OF THIS BILL.

THIS CONCLUDES MY TESTIMONY, I WOULD BE HAPPY TO ANSWER ANY
QUESTIONS. THANK YOU

Testimony

House Bill 1301

House Judiciary Committee

January 29, 2003

2:00 p.m.

North Dakota Department of Health

Good afternoon Chairman DeKrey and members of the House Judiciary Committee. My name is Kathleen Mangskau, and I am the Tobacco Program Administrator for the North Dakota Department of Health. I am here to provide testimony in support of House Bill 1301 relating to the sale, purchase, possession, and use of bidis.

Bidis are addictive, sweet-flavored cigarettes from Southeast Asia that are popular among teens. They look like a joint and taste sweet like candy. Flavors often include chocolate, vanilla, strawberry, root beer, and grape. They are hand rolled into the leaves of an Indian plant, tied with string, and attractively and exotically packaged to appeal to teens.

Bidis are typically less expensive (about one-half the cost) than regular cigarettes and less widely available. Most grocery stores and convenience stores do not sell bidis. Tobacco specialty and head shops are the main source of these exotic flavored cigarettes.

Bidis are addictive, dangerous, and gaining in popularity. Teens think they are safe. Bidis deliver substantial amounts of nicotine, carbon monoxide and other toxic components of tobacco smoke. According to the Centers for Disease Control and Prevention, bidis produce higher levels of nicotine, carbon monoxide, and tar than the average cigarette. The nicotine concentration in the tobacco of bidi cigarettes (21.2 mg/g) was significantly greater than the tobacco from the commercial filtered (16.3 mg/g) and unfiltered cigarettes (13.5mg/g). That means they may hook users more quickly than other forms of tobacco.

Researchers from the National Institute of Drug Abuse reported that bidis are no safer and may be more dangerous than conventional cigarettes. Bidis are strong and made of raw tobacco leaves. The Centers for Disease Control and Prevention warn that studies show bidis pose a greater risk for throat, mouth and lung cancer than do regular cigarettes. Researchers have called the use of alternative tobacco products "an emerging public health problem among U.S. youth."

Currently, we have no North Dakota data on use of bidis in our youth population. According to the 2000 National Youth Tobacco Survey, 4 percent of high school students in the United States smoke bidis, and 4.2 percent smoke kreteks (a clove cigarette). In 2001, the North Dakota Behavioral Risk Factor Surveillance System included a question on the use of bidis for the adult population age 18 and over. Overall, 3 percent of adults reported ever having smoked bidis. Among those reporting ever having smoked bidis, use was highest among 18 to 24 year olds, with 12 percent of males and 8 percent of females reportedly having smoked a bidi.

Another type of cigarette similar to the bidi cigarettes are kreteks. They are an Indonesian product and many users believe the clove-scented sticks don't even contain tobacco. Kreteks normally contain a blend of two-thirds tobacco and one-third cloves, come in filtered or unfiltered varieties, can be machine made or hand rolled, and are usually wrapped in brown paper, although they also come in white paper or in ironed-out corn husks. Several brands are available in the United States. They can be purchased in small grocery stores or specialty shops for \$3 to \$5 per pack of 20, or online for less than \$30 a carton. In some markets, kreteks have displaced bidis. Kretek cigarettes deliver two to three times more tar and nicotine than U.S. brands. We encourage the committee to expand the bill to cover kreteks, also.

Many states have made it illegal not only for youths younger than 18 to buy bidis, but also for vendors to sell them to underage customers. One state, Illinois, has outlawed them entirely.

The passage of House Bill 1301 could have a financial and resource impact on the Crime Laboratory, which may be asked to test confiscated bidi or kretek cigarettes to determine if they contain tobacco, marijuana or other drugs; however, at this time we are unable to estimate the amount of impact on the laboratory.

The Department of Health respectfully requests your favorable response to House Bill 1301 with the addition of an amendment to include kreteks. I am pleased to answer any questions you or other members of the committee may have regarding tobacco prevention and control issues. Thank you.

Sal Costa Rickford
Operator's Signature

10/3/03
Date

HH #1

HB 1301
JUDICIARY COMMITTEE
CHAIRMAN DEKREY
March 19, 2003 11:00am

CHAIRMAN TRAYNOR AND MEMBERS OF THE JUDICIARY COMMITTEE FOR
THE RECORD MY NAME IS MARK DOSCH REPRESENTATIVE FROM DISTRICT 32
BISMARCK.

I COME BEFORE YOU TODAY TO ASK YOUR SUPPORT OF HB 1301.

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AND ADOLESCENTS LIKE THEIR TASTE. MADE OF SHREDDED TOBACCO
ROLLED IN DRIED TENDU LEAVES AND SECURED WITH STRING, THEY COME
IN A VARIETY OF FLAVORS, INCLUDING CHOCOLATE, VANILLA, CHERRY,
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PRODUCT? MY ANSWER IS THIS: IF THIS WAS JUST ANOTHER NEW BRAND OF
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THE DISTINCTION OF HAVING THE HIGHEST PERCENT OF OUR YOUTH
IDENTIFIED AS SMOKERS. THIS PROBLEM WITH BIDIS WHICH HAS BEEN
MOVING "INLAND" OVER THE PAST SEVERAL YEARS HAS RESULTED
GROWING POPULARITY. A 1999 TOBACCO STUDY REVEALED THAT IN
MASSACHUSETTS FOR EXAMPLE 40 PERCENT OF THEIR YOUTH HAS TRIED
BIDIS AND 16% CONSIDER THEIR SELF CURRENT BIDI SMOKERS. IN ADDITION,
MARKETING STUDIES HAVE SHOWN THAT YOUTH ARE BEING TARGETED BY
THE INDUSTRY. THE LURE OF FLAVORED CIGARETTES MAKE THIS PRODUCT
ALL THE MORE ATTRACTIVE TO OUR YOUTH, AND AS MENTIONED ABOVE IS
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FREE I MIGHT ADD). IN FACT IF YOU WANT TO KNOW JUST HOW POPULAR
THEY ARE I ENCOURAGE YOU TO GO TO YAHOO.COM AND SEARCH FOR THE
WORD BIDIS, AND YOU WILL GET 32,700 HITS ON THE WORD, WITH APPROX.
95% OF THOSE SITES ARE ISSUING WARNINGS ABOUT THIS NEW HEALTH
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MEMBERS OF THE JUDICIARY COMMITTEE, OUR YOUTH HAVE ENOUGH
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STOP IT NOW BEFORE IT MAKES IT WAY INTO ND AND INTO THE HANDS OF
OUR YOUTH.

PLEASE SHOW YOU CARE ABOUT THE FUTURE OF OUR YOUTH AND VOICE
YOUR SUPPORT OF THIS BILL.

THIS CONCLUDES MY TESTIMONY, I WOULD BE HAPPY TO ANSWER ANY
QUESTIONS. THANK YOU

La Costa Rickford
Operator's Signature

10/3/03
Date

Att #2

Testimony
House Bill 1301
Senate Judiciary Committee

March 19, 2003

11:00 a.m.

North Dakota Department of Health

Good morning Chairman Traynor and members of the Senate Judiciary Committee. My name is Kathleen Mangskau, and I am the Tobacco Program Administrator for the North Dakota Department of Health. I am here to provide testimony in support of House Bill 1301 relating to the sale of bidis.

Bidis are addictive, sweet-flavored cigarettes from Southeast Asia that are popular among teens. They look like a joint and taste sweet like candy. Flavors often include chocolate, vanilla, strawberry, root beer, and grape. They are hand rolled into the leaves of an Indian plant, tied with string, and attractively and exotically packaged to appeal to teens.

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Researchers from the National Institute of Drug Abuse reported that bidis are no safer and may be more dangerous than conventional cigarettes. Bidis are strong and made of raw tobacco leaves. The Centers for Disease Control and Prevention warn that studies show bidis pose a greater risk for throat, mouth and lung cancer than do regular cigarettes. Researchers have called the use of alternative tobacco products "an emerging public health problem among U.S. youth."

Kathleen Mangskau
Operator's Signature

10/3/03
Date

Currently, we have no North Dakota data on use of bidis in our youth population. According to the 2000 National Youth Tobacco Survey, 4 percent of high school students in the United States smoke bidis, and 4.2 percent smoke kreteks (a clove cigarette). In 2001, the North Dakota Behavioral Risk Factor Surveillance System included a question on the use of bidis for the adult population age 18 and over. Overall, 3 percent of adults reported ever having smoked bidis. Among those reporting ever having smoked bidis, use was highest among 18 to 24 year olds, with 12 percent of males and 8 percent of females reportedly having smoked a bidi.

Another type of cigarette similar to the bidi cigarettes are kreteks. They are an Indonesian product and many users believe the clove-scented sticks don't even contain tobacco. Kreteks normally contain a blend of two-thirds tobacco and one-third cloves, come in filtered or unfiltered varieties, can be machine made or hand rolled, and are usually wrapped in brown paper, although they also come in white paper or in ironed-out corn husks. Several brands are available in the United States. They can be purchased in small grocery stores or specialty shops for \$3 to \$5 per pack of 20, or online for less than \$30 a carton. In some markets, kreteks have displaced bidis. Kretek cigarettes deliver two to three times more tar and nicotine than U.S. brands. We encourage the committee to expand the bill to cover kreteks, also.

Many states have made it illegal not only for youths younger than 18 to buy bidis, but also for vendors to sell them to underage customers. One state, Illinois, has outlawed them entirely.

The Department of Health respectfully requests your favorable response to House Bill 1301 with the addition of an amendment to include kreteks. I am pleased to answer any questions you or other members of the committee may have regarding tobacco prevention and control issues. Thank you.

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La Costa Rickford
Operator's Signature

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North Dakota Department of Health

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1301

Page 1, line 2, after "beedies" insert "and kreteks or clove cigarettes"

Pag 1, line 6, after "bidis" insert "and kreteks"

Page 1, line 7, replace "produc" with "products"

Page 1, line 7, after "beedies" insert "and kreteks or clove cigarettes"

Page 1, line 9, after "exculpra." insert "Kreteks means a product containing tobacco and cloves or clove extract."

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