

Submitted by: Assembly Members  
LaFrance and Constant, and  
Mayor Berkowitz  
Prepared by: Assembly Counsel  
Reviewed by: Department of Law,  
Finance Department,  
Treasury Division  
For reading: August 25, 2020

**ANCHORAGE, ALASKA  
AO No. 2020-89**

**AN ORDINANCE OF THE ANCHORAGE ASSEMBLY ENDING THE EXCLUSION  
OF ELECTRONIC CIGARETTES AND VAPING DEVICES FROM THE EXCISE  
TAX ON TOBACCO PRODUCTS, BY AMENDING ANCHORAGE MUNICIPAL  
CODE CHAPTER 12.40.**

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**THE ANCHORAGE ASSEMBLY ORDAINS:**

**Section 1.** Anchorage Municipal Code section 12.40.006 is hereby amended to read as follows (*the remainder of the section is not affected and therefore not set out*):

**12.40.006 - Definitions.**

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

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*Other tobacco products* means:

1. A cigar;
2. A cheroot;
3. A stogie;
4. A perique;
5. Snuff and snuff flour;
6. Smoking tobacco, including granulated, plug-cut, crimp-cut and ready-rubbed tobacco, and any form of tobacco suitable for smoking in a pipe or cigarette;
7. Chewing tobacco, including cavendish, twist, plug or scrap tobacco and tobacco suitable for chewing; [OR]
8. An article or product made wholly or in part of tobacco or a tobacco substitute or otherwise containing nicotine that is

expected or intended for human consumption, but not including a cigarette as defined in this section, a tobacco substitute prescribed by a licensed physician or a product that has been approved by the United States Food and Drug Administration for sale as a tobacco use cessation or harm reduction product or for other medical purposes and which is being marketed and sold solely for that approved purpose; or

[AN ARTICLE OR PRODUCT MADE OF TOBACCO OR A TOBACCO SUBSTITUTE, BUT NOT INCLUDING A CIGARETTE AS DEFINED IN THIS SECTION OR A TOBACCO SUBSTITUTE PRESCRIBED BY A LICENSED PHYSICIAN.]

9. Any noncombustible device that provides a vapor of liquid nicotine to the user or relies on vaporization of any liquid or solid nicotine, including devices manufactured as e-cigarettes, e-cigars, e-pipes or any other product name.

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(AO No. 2013-125, § 1, 1-1-14; AO No. 2018-107, § 1, 1-1-19)

**Section 2.** This ordinance shall be effective on the first day of the next calendar month following 90 days after passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this \_\_\_\_\_ day  
of \_\_\_\_\_, 2020.

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Chair

ATTEST:

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Municipal Clerk

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