

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT and RESOLUTION relative to establishing the City's position on Senate Bill (SB) 1314 (Menjivar), which would strengthen regulations on smoke shops and prohibit the sale of nitrous oxide.

Recommendation for Council action, pursuant to Resolution (McOsker – Padilla), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

RESOLVE to include in the City's 2025-26 State Legislative Program SUPPORT for SB 1314 (Menjivar), which would establish additional regulations on smoke shops, including business hours and location restrictions, as well as prohibit a smoke shop from possessing, storing, owning, or selling nitrous oxide or paraphernalia relating to the consumption of nitrous oxide.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst (CLA). The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

Summary:

On April 17, 2026, your Rules, Elections and Intergovernmental Relations Committee considered an April 16, 2026 CLA report and a March 10, 2026 Resolution (McOsker – Padilla), relative to establishing the City's position on SB 1314 (Menjivar), which would strengthen regulations on smoke shops and prohibit the sale of nitrous oxide. According to the Resolution, a number of smoke shops sell nitrous oxide, also known as "whippets" or "galaxy gas," which, if inhaled, can lead to severe health complications, including paralysis, brain and nerve damage, heart irregularities and in extreme cases, death from hypoxia. After consideration and having provided an opportunity for public comment, the Committee moved to recommend approval of the Resolution. This matter is now submitted to Council for its consideration.

Respectfully Submitted,

Rules, Elections, and Intergovernmental Relations Committee

COUNCILMEMBER VOTE

HARRIS-DAWSON: YES

RAMAN: YES

YAROSLAVSKY: YES

SOTO-MARTINEZ: YES

LEE: ABSENT

RM

04/17/26

-NOT OFFICIAL UNTIL COUNCIL ACTS-