



**ONEIDA COUNTY**  
800 Park Avenue ♦ Utica, New York 13501

**Request for Action**

**Anthony J. Picente, Jr.**  
County Executive

**Gerald J. Fiorini**  
Chairman, Board of Legislators

**Date:** 9/9/2024  
**Originating Department:** Public Health  
**Request made by:** Daniel W. Gilmore  
**Request Type:** Contracts  
**Regarding:** NYS DOH ATUPA Grant/Contract

Dear Anthony J. Picente, Jr.

Attached for your consideration is a copy of a fixed term Agreement between Oneida County through its Health Department and Environmental Health and the New York State Department of Health.

The NYS Bureau of Community Environmental Health and Food Protection (BCEHFP) is responsible for the implementation and oversight of the New York State Public Health Law, Article 13-F, also known as the Adolescent Tobacco Use Prevention Act (ATUPA). The ATUPA prohibits the sale of cigarettes, cigars, chewing tobacco, powdered tobacco, shisha or other tobacco products, herbal cigarettes, electronic cigarettes, rolling papers or smoking paraphernalia to persons under 21 years of age. The BCEHFP also oversees enforcement of the New York State Public Health Law, Article 13-E, known as the Clean Indoor Air Act (CIAA), which prohibits smoking in all indoor public areas and workplaces. Under these laws, the County is responsible for enforcement which includes conducting unannounced compliance checks of retail tobacco dealers and vendors using underage youth; educating facility operators; responding to public inquiries; responding to complaints about non-compliance; initiating enforcement against violators, fulfilling all program reporting requirements.

This is a fixed term agreement from April 1, 2023, to March 31, 2024, in the amount of \$70,046.00 and is state mandated. New York State provided the contract award on August 14, 2024.

If this agreement meets with your approval, please forward to the Board of Legislators.

  
Daniel W. Gilmore, PhD., MPH  
Public Health Director

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Reviewed and Approved for submittal to the  
Orinda County Board of Legislators by

  
Anthony J. Picente, Jr.  
County Executive

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