

1 RESOLUTION NO. 2014-451

First Reading Passage Requested

(J. Feeman)

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4 SPONSORS Mr. Feeman, Mr. Schmidt, Mr. Pry, Mr. Kostandaras, Mrs. Prentice, Mr. Roemer  
5 Ms. Shapiro and Council of the Whole

6 DATE October 6, 2014 COMMITTEE Public Safety

7  
8 **A Resolution expressing support for, and urging the Ohio General Assembly to pass House**  
9 **Bill 594 to ban the sale of powdered alcohol, encouraging local retailers not to carry the**  
10 **product, for the Council and Executive, and declaring an emergency.**

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12 WHEREAS, in spring of 2014, Arizona-based company Lipsmark, LLC announced that  
13 it would be marketing powdered alcohol under the name “Palcohol”; and

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15 WHEREAS, a package of Palcohol weighs only an ounce, can fit into a pocket, and can  
16 be mixed with liquids, sprinkled into food, or even snorted, which increases the risk of abuse,  
17 binge consumption, and concealment; and

18  
19 WHEREAS, powdered alcohol poses a particular risk for those who may be attracted to  
20 this easily portable, easily hidden form of alcohol; and

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22 WHEREAS, underage drinking is a significant problem that threatens the health and  
23 safety of our youth, contributes to crime and impacts the entire community; and

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25 WHEREAS, powdered alcohol is perhaps the most dangerous alcohol product introduced  
26 since alcoholic energy drinks, such as Four Loko, which were banned by the Food and Drug  
27 Administration in 2010; however, the Food and Drug Administration has refused to exercise its  
28 authority to order an investigation into the health risks of powdered alcohol; and

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30 WHEREAS, Palcohol is being considered by the U.S. Treasury, Alcohol and Tobacco  
31 Tax and Trade Bureau for labeling approval as early as Fall 2014; and

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33 WHEREAS, H.B. 594, which is currently pending in the Ohio House of Representatives,  
34 would ban the sale of powdered alcohol for human consumption in the State of Ohio; and

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36 WHEREAS, the public health risks and potential for abuse created by powdered alcohol  
37 for outweigh any value it may have in the marketplace, and immediate action is necessary to  
38 prevent powdered alcohol from reaching the market.

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40 NOW, THEREFORE, BE IT RESOLVED, by the Council of the County of Summit,  
41 that:

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43 SECTION 1

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45 That Council hereby urges the Ohio General Assembly to pass house Bill 594 to ban the  
46 sale of powdered alcohol, and encourages local retailers not to carry the product.

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48 SECTION 2

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50 That the Clerk of Council be, and is hereby authorized and directed to forward a copy of  
51 this resolution to the Ohio General Assembly.  
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2 PAGE TWO

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4 SECTION 3

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6 This Resolution is hereby declared an emergency in the interest of the health, safety, and  
7 welfare of the citizens of the County of Summit and for the further reason of immediately  
8 expressing support for House Bill 594.

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10 SECTION 4

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12 Provided this Resolution receives the affirmative vote of eight members, it shall take  
13 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take  
14 effect and be in force at the earliest time provided by law.

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16 SECTION 5

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18 It is found and determined that all formal actions of this Council concerning and relating  
19 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
20 deliberations of this Council and of any of its committees that resulted in such formal action,  
21 were in meetings open to the public, in compliance with all legal requirements, including Section  
22 121.22 of the Ohio Revised Code.

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25 INTRODUCED October 6, 2014

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27 ADOPTED October 6, 2014

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31 CLERK OF COUNCIL



PRESIDENT OF COUNCIL

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33 APPROVED October 7, 2014

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36 EXECUTIVE

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38 ENACTED EFFECTIVE October 7, 2014

Voice Vote: 11-0 YES: Comunale, Crawford, Feeman, Kostandaras  
Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro