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Did Slowdown on Taxes and Program Impact California's Smoking Decline?

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21**ABSTRACT**

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22**Objective:** To assess whether a slow-down in implementing tobacco control policies in  
23California after 2000 influenced trends in smoking behavior.

24**Methods:** We assessed the strength of state tobacco control policies using excise tax data  
25(1990-2014), tobacco control expenditures per capita, and workplace and home smoking  
26restrictions (from the Tobacco Use Supplement of the Current Population Survey, 1992-  
272015). Smoking prevalence was assessed with the National Health Interview Survey,  
281985-2015. We compared trends between California and rest of the United States (US)  
29using split regression models with a knot at 2000.

30**Results:** Throughout the 1990s, compared to the rest of the US, California had higher  
31cigarette excise taxes, higher expenditures on tobacco control, more smoke-free  
32workplaces, and more smokers with smoke-free homes. Except for smoke-free homes,  
33these differences disappeared after 2000. During the 1990s, smoking prevalence declined  
34much faster in California than in the rest of the US, but the decline slowed significantly  
35after 2000.

36**Conclusions:** Smoking prevalence is sensitive to continued implementation of tobacco  
37control policies.

38**Key Words:** Tobacco Control, Cigarette Tax, Social Norms, Policy, Smoking Prevalence

### 39INTRODUCTION

40In 1988, California pioneered a comprehensive statewide tobacco control program (TCP)  
41to reduce the health consequences of cigarette smoking.<sup>1</sup> The program included many  
42elements now designated as Best Practices for Tobacco Control,<sup>2</sup> and was funded through  
43a voter tax initiative that locked in a portion of added cigarette tax monies to fund a  
44tobacco control program. The program focused on social and environmental strategies  
45aimed at de-normalizing tobacco use,<sup>3</sup> and included, 1) a successful mass media  
46program;<sup>4,5</sup> 2) the world's first state-mandated legislation on smoke-free workplaces,  
47restaurants and bars;<sup>6,7</sup> 3) the first statewide smokers helpline;<sup>8</sup> 4) implementation of  
48smoke-free campuses and funding for anti-tobacco programs in schools;<sup>9</sup> and 5) an  
49aggressive enforcement program to limit minors' ability to purchase cigarettes.<sup>10</sup> Within  
50the first decade, this program had successfully reduced smoking behavior in California.<sup>11</sup>

51In the rest of the US, some smaller population states (e.g. Massachusetts, Arizona,  
52Oregon) introduced statewide tobacco control programs in the mid-1990s, primed by  
53initiatives such as the American Stop Smoking Intervention Study for Cancer Prevention  
54(ASSIST).<sup>12,13</sup> Tobacco control programs began to disseminate widely following the 1998  
55Master Settlement Agreement,<sup>14</sup> when the Tobacco Industry started paying larger sums of  
56money to the states. After 2000, while other states boosted tobacco control initiatives,  
57political changes in California weakened tobacco control policies,<sup>15</sup> and this has been  
58associated with changes in per capita cigarette consumption trends.<sup>16</sup>

59Considerable evidence suggests that tobacco control strategies reduce smoking.<sup>17</sup>

60Meaningful increases in cigarette prices achieved through regular increases in tobacco  
61taxation is one of the most effective strategies.<sup>12,18-22</sup> Higher cigarette prices can motivate

62smokers to cut back on their smoking or make a quit attempt, and discourage non-  
63smokers from starting. State level expenditures on anti-tobacco campaigns also influence  
64both adult smoking prevalence<sup>23</sup> and adolescent smoking initiation.<sup>24,25</sup> Mass media  
65interventions have led to an increase in cessation among some adult smokers<sup>26-28</sup>, and  
66workplace smoking bans<sup>29,30</sup> and voluntary smoking restrictions in the home (for both  
67smokers and nonsmokers) have been associated with reductions in tobacco use.<sup>31-33</sup> The  
68prevalence of smoke-free homes among smokers reflects the level of de-normalization of  
69cigarette smoking in the community, as smoking restrictions are voluntarily imposed by  
70the occupants. Smoke-free homes have been associated with both increased successful  
71quitting<sup>34,35</sup> and reduced initiation.<sup>36</sup>

72In this paper, we use publicly available state-level data to assess how the implementation  
73of state taxes and state level tobacco control expenditures changed in California and the  
74rest of the US over time. We compare trends in these data as well as smoking prevalence  
75between California and the rest of the US for two periods, focusing on whether trends  
76changed after the year 2000.

## 77**METHODS**

### 78**Data Sources**

79*State Tobacco Control Expenditure.* To examine tobacco control expenditures, we used  
80estimates from the State Tobacco Control Expenditure Database, compiled by the Health  
81Policy Center at the University of Illinois at Chicago.<sup>37</sup> These estimated expenditures  
82measure each state's investments in tobacco control, including spending on tobacco  
83surveillance and evaluation efforts, anti-tobacco advertising campaigns, and tobacco  
84control program administration and management costs.

85 *Tobacco Use Supplement of the Current Population Survey (TUS-CPS)*. The CPS, a  
86 monthly survey of the US civilian household population, has provided state-level  
87 estimates since 1985. Since 1992, The National Cancer Institute has coordinated a series  
88 of Tobacco Use Supplements (TUS) initially aimed at monitoring tobacco control  
89 progress for states in the ASSIST program.<sup>38</sup> The TUS-CPS provides estimates of  
90 smoking behavior at the state-level, as well as prevalence of smoking policies in indoor  
91 workplaces, secondhand smoke exposure, and smoke-free homes. We use eight different  
92 TUS undertaken between 1992 and 2015.<sup>39</sup>

93 Typically, each survey wave (“year”) includes data from three separate months chosen so  
94 that each is an independent sample of the CPS (thus the data are collected at 4-month  
95 intervals). The typical overall US sample size for a given TUS-CPS annual survey is  
96 ~240,000 adults, with reported response rates ~80%. Of these, ~75-80% are self-  
97 respondents, with the remainder being proxy respondents. In this paper, we use only self-  
98 reported data, resulting in response rates of ~60-65%. The annual self-respondent sample  
99 size for California is >13,000.

100 *National Health Interview Survey (NHIS)*. The NHIS provides a representative estimate  
101 (for four US regions and a national estimate) of smoking behavior from 26 surveys  
102 between 1985 and 2015. We obtained a data use agreement and statistical assistance from  
103 the National Center for Health Statistics (NCHS). Data were collated over 3-year periods  
104 (e.g., 2013–2015) for both California and the rest of the US to ensure that all sub-cells in  
105 the table met the NCHS minimum sample size to protect confidentiality. The NHIS  
106 annual household sample sizes range from 35 000 to 45 000 and have reported individual

107level response rates >60% for the period 1985 to early 1990s and comparable with the  
108TUS-CPS thereafter.<sup>40</sup> The California population is ~10% of the national sample.

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110*State Cigarette Tax Data.* Annual state cigarette excise tax rates were obtained from “The  
111Tax Burden on Tobacco” for each state and year from 1990-2014.<sup>41</sup>

## 112**Measures**

113*Tobacco Control Expenditure per Capita.* State total expenditure in a given year was  
114divided by the state population size to compute expenditure per capita.

115*Smoke-free Workplace.* Using the TUS-CPS, we estimated the percent of indoor workers  
116(i.e. not self-employed or working in their or someone else’s home) who reported having  
117a smoke-free workplace using three questions: “Is smoking restricted in ANY WAY at  
118your place of work?”, “Which of these best describes the smoking policy at your place of  
119work for indoor public or common areas, such as lobbies, rest rooms, and lunch rooms?”  
120and “Which of these best describes your place of work’s smoking policy for work areas?”  
121Only workers who answered that smoking was not allowed in any public areas or work  
122areas were classified as having a smoke-free workplace.

123*Exposure of Non-smoking Indoor Workers to Second-hand Smoke at Work.* Using the  
124above population of all indoor workers and further selecting non-smokers, we examined  
125their responses to the question, “During the past two weeks, has anyone smoked in the  
126area in which you work?”

127*Smoke-free Homes among Smokers.* All TUS-CPS respondents were asked, “Which  
128statement best describes the rules about smoking in your home?” Only respondents who

129chose the response, “Smoking is not permitted anywhere” were classified as having a  
130smoke-free home. We computed the rate of smoke-free homes among current smokers.

131*Smoking Prevalence.* We used the NHIS for our measure of smoking prevalence as it has  
132data from before the start of the California Tobacco Control program. Ever smoking is  
133defined as lifetime smoking of at least 100 cigarettes. Current smokers are identified  
134through a follow-up question: starting in 1992, this was: ‘Do you now smoke cigarettes  
135every day, somedays or not at all?’, and pre-1992, the question was simply: ‘Do you  
136smoke cigarettes now?’ By special arrangement, we obtained data for each of the survey  
137years for California and the rest of the US.

### 138**Statistical Analyses**

139To calculate the state tax and expenditure estimates for the rest of the US, we weighted  
140the state-specific values (except for California) by state population size in that year,  
141summed the weighted values over the rest of the US, and divided this value by the  
142population size in the rest of the US. All the monetary measures were inflation adjusted to  
1432014 constant dollars.

144For smoke-free workplaces, secondhand smoke exposure, smoke-free homes (collected in  
145the TUS-CPS) and smoking prevalence (from NHIS), we used sampling weights  
146provided by the survey to combine the state estimates into one for the rest of the US.  
147Using PROC REG in SAS 9.4, we used linear regressions to estimate trends for  
148California and the rest of the US. Each time trend was specified as a linear spline with  
149one knot in year 2000, thus producing an estimate of the slope for the years 1990-2000  
150and years 2001-2015, respectively. Provided that the model provided a good fit for the



151data, we used an F-test to identify if there was a difference in slope within each  
152jurisdiction between the two periods. If there was no significant change in slopes between  
153the periods, we repeated the regression without a knot and plotted the same slope for each  
154period, otherwise, we plotted the spine regression with a different slope for each period.  
155Using an F-test, we also assessed whether the slope for the period was significantly  
156different between California and the rest of the US in each period. When there was  
157insufficient data for a linear fit, we present the data as a histogram.

## 158RESULTS

### 159Trends in Cigarette Tax

160In 1990, the state tax rate per pack of cigarettes was 66% higher in California than in the  
161rest of the US (in 2014 dollars: California=\$0.63 vs. rest of the US=\$0.38) (**Figure 1a**).  
162Over the next 9 years, the difference between the two rates declined considerably. In  
1631999, cigarette tax rates increased substantially in California, and, in the year 2000, the  
164tax rate in California was 83% higher than the rest of the US (in 2014 dollars:  
165California=\$1.19 vs. rest of the US=\$0.65). After 1999, the cigarette tax rate in California  
166declined consistently with inflation so that it was \$0.87 in 2014 (2014 dollars). In  
167contrast, in the rest of the US, cigarette tax rates kept increasing, and, in 2007, surpassed  
168the rate in California. In 2011, cigarette tax rates jumped further to \$1.70 (2014 dollars),  
169which was 87% higher than the rate in California in that year. In 2014, cigarette taxes  
170were 79% higher in rest of the US compared to California.

### 171Trends in Tobacco Control Expenditure

172In 1991, California spent \$7.80/capita (2014 dollars) on tobacco control compared to the  
173minimal spending in the rest of the US (\$0.06/capita) (**Figure 1b**). Throughout the 1990s,

174California's tobacco control expenditure varied considerably. It averaged over  
175\$4/capita/year (2014 dollars) from 1991-93, again in 1997-99, and yet again in 2001-2.  
176In the rest of the US, tobacco control expenditure was less than \$1/capita/year (2014  
177dollars) prior to 1999, or ~12% of the level of expenditure in California during this  
178period. It then rose to peak at \$3.70/capita/year in 2002. In the decade following 2003,  
179the average annual tobacco control expenditure was similar in California and the rest of  
180the US (\$2.70 vs. \$2.60, respectively).

### 181Trends in Smoke-Free Workplaces

182The linear regression for the trends in smoke-free workplace was a good fit ( $R^2_{adj}=0.93$ ).  
183In 1992, 53% (95% CI: 52.3-54.7%) of indoor workers in California reported having a  
184smoke-free workplace, which was significantly higher than the 43% (95% CI: 42.9-  
18543.5%) reported in the rest of the US (**Figure 2a**). By 1995-96, this prevalence rate had  
186increased by 10% in both jurisdictions and remained significantly higher in California  
187until 2006. By 2010, however, the prevalence of smoke-free workplaces in California  
188(78.5%; 95% CI: 77.2-79.7%) was significantly lower than that in the rest of the US  
189(82.2%, 95% CI: 81.8-82.5%).

190The linear model of non-smokers' exposure to secondhand smoke in indoor workplaces  
191was not a good fit ( $R^2_{adj}=0.52$ ) so we present these data as a histogram. In 1995, only  
1924.8% (95% CI: 4.2-5.3%) of California nonsmokers reported exposure to secondhand  
193smoke in indoor workplaces, which was significantly lower ( $p<0.0001$ ) than those in the  
194rest of the US (7.8%; 95% CI: 7.6-8.1%) (**Figure 2b**). Reported exposure stayed  
195significantly higher in the rest of the US through 2006. By 2010, however, exposure to

196secondhand smoke in California (4.6%, 95% CI: 3.9-5.4) was significantly higher  
197( $p=0.0154$ ) than in the rest of the US (3.8% 95% CI: 3.7-4.0).

### 198Trends in Smoke-free Homes Among Smokers

199In 1992, 19.7% (95% CI:16.1-23.4%) of California smokers reported having a smoke-  
200free home, which was significantly higher than the 9.4% of smokers reporting a smoke-  
201free home in the rest of the US (95% CI: 8.5-10.2%) (**Figure 3**). There was little evidence  
202of a change in this trend across study periods in either California ( $p=0.54$ ) or in the rest of  
203the US ( $p=0.28$ ), and a linear line fit the data well ( $R^2_{adj}=0.99$ ). The rate of increase in  
204California was 2.4%/year ( $p<0.0001$ ) and in 2014-15, 71.7% (95% CI: 65.7-77.8%) of  
205smokers had a smoke-free home. In the rest of the US, the proportion of smokers with  
206smoke-free homes increased at a rate (1.8%/year) that was approximately 25% slower  
207than in California, and, in 2014-15, a much lower percentage (49.5%; 95% CI: 48.1-  
20851.0%) of smokers had a smoke-free home.

### 209Trends in Smoking Prevalence

210In 1985, smoking prevalence in California was 39.9% (95% CI, 37.1-42.8%) which was  
2117.5% lower than in the rest of the US (43.1%; 95% CI:42.0-44.2%) (**Figure 4**). With the  
212start of the Tobacco Control Program, prevalence in California declined at a much faster  
213rate than it did in the rest of the US (1.11%/yr vs 0.43%/yr,  $p<0.0001$ ) so that in 2001,  
214prevalence in California (23.0%;95% CI: 21.3%-24.7%) was 37% lower than in the rest  
215of the US (36.2%; 95% CI: 35.4%-37.0%). However, after 2001, the decline in  
216prevalence slowed considerably in California (from 1.11%/yr to 0.31%/yr,  $p=0.001$ ) while  
217the decline in the rest of the US did not change significantly. Thus, by the end of the

218period, California prevalence (19.3%; 95% CI: 17.1-21.5%) was 39% lower than that in  
219the rest of the US (31.7%; 95% CI: 30.6%-32.7%).

## 220DISCUSSION

221Our examination of tobacco control expenditures, excise taxes, workplace and home  
222smoking restrictions, and smoking prevalence over time in California compared to the  
223rest of the US reveals trends that help understand the impact of tobacco control policies.  
224The first US Tobacco Control Program in California was associated with a rapid decline  
225in smoking prevalence compared to the rest of the US. By the year 2001, smoking  
226prevalence in California was 37% lower than in the rest of the US. After 2001, the rest of  
227the US strengthened their tobacco control policies, catching up with California on  
228cigarette taxes, expenditure on tobacco control programs and protection of indoor  
229workers from secondhand smoke. Indeed, the only advantage that California maintained  
230appeared to be higher social norms against smoking, as evidenced by the high prevalence  
231of smoke-free homes among smokers. The lack of further cigarette tax increases and the  
232decline in expenditure on tobacco control activities was reflected in a significant slowing  
233in California's decline in smoking prevalence and, between 2000-2015, the gap between  
234California and the rest of the US stabilized at 39%.

235Since the 1960s, California had raised cigarette taxes approximately every decade.<sup>42</sup> In  
2361988, California increased its cigarette tax by 25 cents, and in 1999 by an additional 50  
237cents. However, attempts to raise the tax in voter initiatives failed in both 2006 and  
2382012.<sup>43</sup> It wasn't until November 2016 that the voter initiative process succeeded and  
239cigarette taxes were again increased, by \$2/pack. While California failed to raise cigarette

240taxes between 2000-2015, 28 other states increased their cigarette taxes by at least \$1,  
241resulting in California dropping in rank to 34<sup>th</sup> of the 50 states in cigarette taxes by 2015.  
242The 1988 voter proposition and accompanying legislation authorizing California's  
243Tobacco Control Program suggested that state expenditures on tobacco control strategies  
244would be consistent over time, dropping only in response to taxed sales.<sup>1</sup> However,  
245political defunding of the program during the first half of the 1990s has been well  
246documented and led to the voluntary health agencies successfully suing the  
247administration. Recovered monies increased per capita expenditure significantly in the  
2481997-99 period.<sup>44</sup> After 2002, successive California administrations renewed the practice  
249of diverting funding away from the Tobacco Control Program,<sup>45</sup> so that per capita levels  
250were well below those for the key years in the 1990s, and were equivalent to the average  
251expenditure in all other US states.

252A measure of social norms against smoking can be captured by the number of smoke-free  
253homes among smokers. Smokers implement a smoke-free home to protect nonsmokers in  
254the family from secondhand smoke and to keep their home acceptable for non-smoking  
255friends to visit.<sup>34</sup> The continued advantage that California experienced in social norms  
256against smoking may be the result of the California Tobacco Control Program's media  
257messages compared to those used in other programs across the nation. The Best Practices  
258for Tobacco Control<sup>2</sup> recommends using advertisements that strongly portray the serious  
259consequences of smoking, graphically or emotionally. These types of messages were first  
260used in Australia,<sup>46</sup> but have since formed the basis for many US media campaigns,  
261including those in Massachusetts,<sup>47</sup> New York<sup>48</sup> and the Federal TIPS campaign.<sup>49</sup>

262However, the California program focused on changing social norms around the use of

263tobacco by creating a social environment and legal climate where tobacco use becomes  
264less desirable, acceptable, and accessible.<sup>50</sup> Thus, although other programs caught up to  
265California in expenditures on tobacco control, the different messaging approaches  
266resulted in California maintaining a clear advantage on social norms through 2015.

267A smaller proportion of indoor workers in California had a smoke-free workplace and a  
268higher proportion of nonsmokers were exposed to secondhand smoke in those workplaces  
269in 2014, suggesting that California workers had a higher level of exposure to secondhand  
270smoke than workers in the rest of the US, which was unexpected. California's smoke-free  
271workplace law passed eight years before a second state (Delaware) passed such a law in  
2722002.<sup>51</sup> However, the politics involved with the passage of the initial law in a particular  
273domain can often mean that the law is much less protective than subsequent laws that use  
274recommended model language. The Framework Convention for Tobacco Control adopted  
275in 2003, laid such model language for smoke-free workplace laws.<sup>52</sup> Importantly, the rest  
276of the US had fewer non-smokers exposed to secondhand smoke only when California's  
277prevalence of secondhand smoke exposure was already minimal (below 4%).  
278California's law was brought up to model standards in 2016.

279This study has a number of strengths. It uses population estimates from the national TUS-  
280CPS that were designed to monitor trends in the implementation of tobacco control  
281interventions and policies at the state level. Thus, from 1992-2015, survey methods and  
282questions were the same for all states. In using the rest of the US as the control for  
283California (the most populous state in nation), we have followed previous research<sup>11,42,53</sup>  
284that identified differential trends in smoking behaviors. A limitation is that these surveys  
285did not measure all tobacco control strategies. We were unable to verify exposure to

286secondhand smoke with biochemical measures. Finally, we do not include any estimates  
287of whether tobacco marketing practices varied between the two jurisdictions, although it  
288has been reported previously that this occurs.<sup>54</sup> Another strength is that we use a different  
289national survey (NHIS) to estimate smoking prevalence, as the NHIS includes measures  
290from before the start of the 1988 California Tobacco Control Program.

## 291**CONCLUSIONS**

292In summary, during the 1990s, California led the nation in implementing tobacco control  
293strategies including increasing cigarette excise taxes and per capita expenditures on  
294programs to reduce smoking. These measures were associated with higher rates of indoor  
295workers with smoke-free workplaces and lower exposure of nonsmokers to secondhand  
296smoke. The program influenced social norms regarding smoking, and California smokers  
297were much more likely to report a smoke-free home than smokers in the rest of the US.  
298Smoking prevalence in California declined substantially during 1988-2000, and much  
299faster than the rate of decline in the rest of the US. Between 2000 and 2014, tobacco  
300control in California weakened: voter initiatives failed to further increase cigarette excise  
301taxes and per capita expenditures on tobacco control dropped below those of the rest of  
302the US. Although California was able to maintain higher social norms against smoking  
303(as assessed by smokers with smoke-free homes), California's decline in smoking  
304prevalence slowed considerably. Our analysis shows that continued implementation of  
305tobacco control policies is necessary to influence smoking prevalence and move towards  
306a smoke-free society.

## 307**IMPLICATIONS FOR TOBACCO REGULATION**

308The California Tobacco Control Program was unable to increase tobacco taxes after 1999  
309for 17 years, and funding for its tobacco control programs dropped below \$3 per capita.  
310These changes were associated with a slowdown in the dramatic decline that the program  
311had previously had on smoking prevalence, even though social norms against smoking  
312appeared to remain higher in the state compared to the rest of the US. This emphasizes  
313the importance of regular tobacco tax increases as well as continued funding of tobacco  
314control programs at a level of at least \$4 per capita per year.

315**Human Subject Approval Statement:** The study was reviewed by an IRB Chair of the  
316Human Research Protections Program at the University of California, San Diego and was  
317certified as exempt from IRB under 45 CFR 46.101(b), category 4.

318**Conflict of Interest Disclosure Statement:** All authors of this article declare that they  
319have no conflicts of interest.

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500**Figure 1a. State Cigarette Tax Rates for California and the Rest of the US, 1990-**

501**2014 (adjusted to 2014 dollars)**

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503**Figure 1b. Per Capita Tobacco Control Expenditure for California and the Rest of**

504**the US, 1991-2012 (adjusted to 2014 dollars)**

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506**Figure 2a. Percent of Indoor Workers Who Reported a Smoke-Free Workplace in**

507**California and the Rest of the US, 1992-2011.**

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509**Figure 2b. Percent of Non-Smokers Exposed to Secondhand Smoke in Indoor**

510**Workplaces in California and the Rest of the US: 1995-2010**

511

512**Figure 3. Percentage of Smokers Who Reported Having a Smoke-Free Home in**

513**California and the Rest of the US, 1992-2015.**

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515**Figure 4. Proportion of Smokers with a Quit Attempt Using Pharmaceutical and**

516**Other Assistance to Quit in California and the Rest of the US, 2003 & 2010**

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