

LEGISLATION: PASSED		
STATE	DESCRIPTION	STATUS
Alabama (2013)	Effective August 1, 2013, AL law prohibits the purchase, use, possession, or transportation of alternative nicotine products, including electronic cigarettes, to any person under 19 years of age.	ALA. CODE § 28-11-13 (West 2013). BILL ACTION: HB 286 signed into law May 23, 2013 BILL TEXT: http://openstates.org/al/bills/2013rs/HB286/documents/ALD00016721
Arkansas (2013)	Effective April 12, 2013, AR law prohibits the sale, delivery, possession or use of alternative nicotine products and electronic cigarettes by minors, and prohibits their use on public school property by any individual.	ARK. CODE §4-16-101; §5-27-233; §6-21-609 (West 2013). BILL ACTION: HB 1398/SB1087 signed into law 4/12/2013 BILL TEXT: ftp://www.arkleg.state.ar.us/Bills/2013/Public/SB1087.pdf
California (2011)	As of 2011, CA law makes it unlawful for a person to sell or otherwise furnish an electronic cigarette to persons less than 18 years of age.	CAL. HEALTH AND SAFETY CODE § 119405 (West 2013). AVAILABLE AT: http://www.leginfo.ca.gov/cgi-bin/displaycode?section=hsc&group=119001-120000&file=119405



Colorado (2011)	As of March 25, 2011, CO law prohibiting furnishing cigarettes or tobacco products to minors includes "any electronic device that can be used to deliver nicotine to the person inhaling from the device, including but not limited to an electronic cigarette, cigar, cigarillo, or pipe."	COLO. REVISED STAT. § 18-13-121 (West 2013). AVAILABLE AT: http://www.state.co.us/gov_dir/leg_dir/olls/sl2011a/sl_60.htm
Hawaii (2013)	Effective June 27, 2013, HI law prohibits the sale or furnishing of electronic smoking devices to minors.	HAW. REV. STAT. §709-908 (West 2013). AVAILABLE AT: http://www.capitol.hawaii.gov/session2013/Bills/HB672_CD1HTM
Idaho (2012)	Effective July 1, 2012, ID law prohibits sale of electronic cigarettes to minors and possession of electronic cigarettes by minors.	IDAHO CODE Ann. § 39-5705 (2012). <u>AVAILABLE AT:</u> http://legislature.idaho.gov/legislation/2012/H0405.pdf
Illinois (2013)	Effective Jan. 1, 2014, IL law prohibits the sale of alternative nicotine products to minors.	720 Ill. Comp. Stat. Ann. 675/1.5 (2013) <u>Available At:</u> http://www.ilga.gov/legislation/publicacts/98/PDF/098-0350.pdf



Indiana (2013)	As of July 1, 2013, IN law prohibits the sale, delivery, and possession of electronic cigarettes to minors, and regulates the display and use of electronic cigarettes in vending machines.	IND. CODE ANN. § 35-46-1-10 (2013). AVAILABLE AT: http://openstates.org/in/bills/2013/HB1225/documents/IND00043410
Kansas (2012)	Effective July 1, 2012, KS law makes it illegal to sell electronic cigarettes to minors, and makes it illegal for minors to purchase or possess electronic cigarettes.	KANSAS STAT. ANN. §79-3321 (2013). <u>AVAILABLE AT:</u> http://www.kslegislature.org/li/m/statute/079_000_0000_chapter/079_033_ 0000_article/079_033_0021_section/079_033_0021_k.pdf
Maryland (2012)	Effective October 1, 2012, MD law prohibits the sale of electronic cigarettes to minors.	MD. CODE ANN., HEALTH GEN. § 24-305 (2012). BILL TEXT: http://mgaleg.maryland.gov/2012rs/bills/hb/hb1272t.pdf
Minnesota (2010)	As of May 11, 2010, MN law prohibits the sale of nicotine delivery products intended for human consumption to children.	MINN. TOBACCO MODERNIZATION AND COMPLIANCE ACT OF 2010 § 609.6855 (2010). AVAILABLE AT: https://www.revisor.mn.gov/data/revisor/law/2010/0/2010-305.pdf
Mississippi (2013)	Effective July 1, 2013, MS law prohibits the sale of alternative nicotine devices, including electronic cigarettes, to minors, punishable by	2013 Miss. Laws Ch. 355



	fines ranging from \$50.00 to \$100.00.	BILL TEXT: http://billstatus.ls.state.ms.us/documents/2013/pdf/HB/0600- 0699/HB0613SG.pdf
New Hampshire (2010)	As of July 31, 2010, NH law makes it unlawful for a person to sell, give, or furnish or cause or allow or procure to be sold, given, or furnished tobacco products, e-cigarettes, or liquid nicotine to a minor.	N.H. REV. STATE. ANN. § 126-K:4 (2010). AVAILABLE AT: http://www.gencourt.state.nh.us/rsa/html/X/126-K/126-K-4.htm
New Jersey (2010)	As of March 12, 2010, NJ law prohibits the sale of electronic smoking devices to persons less than 19 years old, and includes electronic cigarettes in its prohibition on smoking in public places and workplaces.	N.J. STAT. ANN. § 2C:33-13.1 (2010). AVAILABLE AT: http://www.judiciary.state.nj.us/legis/182.pdf
New York (2013)	As of January 1, 2013, NY law prohibits the sale of electronic cigarettes to minors with retail fines ranging from \$300 to \$1000.	N.Y. Pub. Health Law §1399-cc (2013). <u>AVAILABLE AT:</u> http://codes.lp.findlaw.com/nycode/PBH/13-F/1399-cc



North Carolina (2013)	Effective June 13, 2013, NC law prohibits the sale of "vapor products," including electronic cigarettes, to minors, prohibits self-service and vending machine sales of "vapor products," and regulates their internet sales.	N.C. GEN. STAT. ANN. §14-313 (West 2013). BILL TEXT: http://www.ncga.state.nc.us/Sessions/2013/Bills/Senate/HTML/S530v6.htm l
North Dakota (2013)	Effective April 8, 2013, ND law includes electronic cigarettes in its prohibition of smoking in public places or places of employment.	N.D. CENT. CODE §23-12-09 (West 2013). <u>AVAILABLE AT:</u> http://www.legis.nd.gov/cencode/t23c12.pdf?20130806132247
South Carolina (2013)	Effective June 7, 2013, SC law prohibits the sale of "alternative nicotine products" to minors, and prohibits self-service display and vending machine sales of those products.	S.C. CODE ANN. §16-17-500, ET SEQ. (West 2013). BILL TEXT: http://www.scstatehouse.gov/query.php?search=DOC&searchtext=nicotin e&category=LEGISLATION&session=120&conid=7358039&result_pos=&k eyval=1203538&numrows=10
Tennessee (2011)	As of July 1, 2011, TN law makes it a Class C misdemeanor for a person to sell or distribute an electronic cigarette to another person who has not attained 18 years of age or to purchase an electronic cigarette on behalf of such person younger than 18 years of age.	TENN. CODE ANN. § 39-17-1504 (West 2012). AVAILABLE AT: http://www.tn.gov/sos/acts/107/pub/pc0501.pdf



Utah (2010)	In 2010, UT law was amended to prohibit any person from providing, selling, giving, furnishing, or causing to be sent electronic cigarettes to any person under the age of 19. Effective March 12, 2012, UT also includes electronic cigarettes in its Clean Indoor Air Act smoking prohibitions.	UTAH CODE ANN. § 76-10-104 (2010). AVAILABLE AT: http://le.utah.gov/~code/TITLE76/htm/76_10_010400.htm
Vermont (2012)	Effective May 16, 2012, VT law bans the sale of "tobacco substitutes" including electronic cigarettes to minors, and the possession and purchase of tobacco substitutes by minors.	VT. STAT ANN. TIT. 7, §1003 (2012). AVAILABLE AT: http://www.leg.state.vt.us/statutes/sections.cfm?Title=07&Chapter=040
Washington (2013)	Effective July 28, 2013, WA law adds "vapor products" to the list of tobacco-related products that if sold or given to minor makes the seller or giver guilty of a gross misdemeanor.	RCW 26.28.080 (2013). AVAILABLE AT: http://apps.leg.wa.gov/documents/billdocs/2013- 14/Pdf/Bills/Session%20Laws/House/1937.SL.pdf
Wisconsin (2012)	As of April 20, 2012, WI law prohibits the sale of nicotine products, in addition to cigarettes and tobacco products, to persons younger than 18 years of age.	WIS. STAT. ANN. § 134.66 (West 2012). AVAILABLE AT: https://docs.legis.wisconsin.gov/statutes/statutes/134/66/1/c/2.pdf



Wyoming (2013)	Effective March 13, 2013, WY law defines electronic cigarette as a tobacco product and, by extension, prohibits their sale, delivery, possession, or use by minors.	WYO. STAT. ANN. § 14-3-301 (West 2013). <u>AVAILABLE AT:</u>
		http://legisweb.state.wy.us/statutes/titles/Title14/T14CH3AR3.htm

LEGISLATION: PENDING		
STATE	DESCRIPTION	STATUS
Massachusetts (2013)	HB2593 (2013) would redefine "smokeless tobacco" to include "products containing, made, or derived from tobacco that are intended for human consumption by any means," including electronic cigarettes, and by extension prohibiting their sales to minors and applying the existing excise tax on their sale. It also includes an escalator clause linking the smokeless tobacco excise tax rate to the cigarette tax rate.	BILL ACTION: Jan. 1, 2013 – introduced and referred to Joint Committee on Revenue June 25, 2013 – public hearing held; no further action taken BILL TEXT: https://malegislature.gov/Document/Bill/188/House/H2593.pdf BILL INFORMATION: https://malegislature.gov/Bills/188/House/H2593
Ohio (2013)	HB144 (2013) would prohibit a minor from purchasing or possessing "alternative nicotine products," prohibits the distribution of those products to minors, and regulates their	BILL ACTION: April 30, 2013 – introduced and referred to House Health And Aging Committee; no further action taken



	placement in vending machines.	BILL TEXT: http://www.legislature.state.oh.us/BillText130/130_HB_144_I_Y.pdf
		BILL INFORMATION: http://www.legislature.state.oh.us/bills.cfm?ID=130_HB_144
		BILL ACTION: June 10, 2013 – introduced and referred to House Human Services Committee; no further action taken
	HB 1485 would include electronic cigarettes in Pennsylvania's ban on smoking indoors.	BILL TEXT: http://www.legis.state.pa.us/CFDOCS/Legis/PN/Public/btCheck.cfm?txtT ype=PDF&sessYr=2013&sessInd=0&billBody=H&billTyp=B&billNbr=1485 &pn=1973
Pennsylvania (2013)		<u>BILL INFORMATION</u> : http://www.legis.state.pa.us/cfdocs/billInfo/billInfo.cfm?sYear=2013&sInd=0&body=H&type=B&bn=1485
		BILL ACTION: June 10, 2013 – introduced and referred to House Human Services Committee; no further action taken
	SB 1055 would amend existing PA law to include "alternative nicotine products" within restrictions currently applied to the sale of cigarettes and other tobacco products to minors.	BILL TEXT: http://www.legis.state.pa.us/CFDOCS/Legis/PN/Public/btCheck.cfm?txtT ype=PDF&sessYr=2013&sessInd=0&billBody=S&billTyp=B&billNbr=1055 &pn=1337
		BILL INFORMATION: http://www.legis.state.pa.us/cfdocs/billinfo/billinfo.cfm?syear=2013&sind=0&body=S&type=B&BN=1055



LEGISLATION: FAILED		
STATE	DESCRIPTION	STATUS
Arizona (2012)	SB 1280 would have prohibited the sale of tobacco, including electronic cigarettes, to minors.	BILL ACTION: Feb. 27, 2012 - unanimously passed the Senate as introduced April 3, 2013 – passed the House as amended to exclude "Electronic Cigarette" from the bill's scope BILL TEXT: http://www.azleg.gov/legtext/50leg/2r/bills/sb1280h.pdf
Connecticut (2013)	SB990 included electronic cigarettes in the definition of "smoking," prohibited smoking in certain areas outside of facilities where smoking is prohibited, and redefined business facilities for the purpose of the smoking prohibition	BILL ACTION: Feb. 27, 2013 – introduced and referred to House Public Health Committee March 15, 2013 – public hearing held; no further action taken BILL TEXT: http://www.cga.ct.gov/2013/TOB/S/2013SB-00990-R00-SB.htm BILL INFORMATION: http://www.cga.ct.gov/asp/cgabillstatus/cgabillstatus.asp?selBillType=Bill &bill_num=990&which_year=2013&SUBMIT1.x=0&SUBMIT1.y=0



Delaware (2013)	HB138 would have redefined "tobacco products" under Delaware tax law to include any product "made or derived from tobacco that is intended for human consumption or any component, part, or accessory of a tobacco product," and would have increased the excise tax on those tobacco products from 15% to 30% of wholesale.	BILL ACTION: May 14, 2013 – introduced and assigned to House Revenue & Finance Committee June 5, 2013 – public hearing held; bill tabled in Committee; no further action taken BILL TEXT: http://legis.delaware.gov/LIS/lis147.nsf/vwLegislation/HB+138/\$file/legis. html?open BILL INFORMATION: http://legis.delaware.gov/LIS/lis147.nsf/vwLegislation/HB+138?Opendocument
Hawaii (2013)	HB1321 would have added use of electronic cigarettes to the definition of smoking for purposes of Hawaii's Clean Indoor Air Act.	BILL ACTION: Jan 24, 2013 – Introduced and passed First Reading Jan 28, 2013 – Referred to House Committee on Health; no further action taken
Iowa (2012)	HF 2223 would have prohibited the sale of electronic smoking devices to minors, and would have made it unlawful for minors to smoke, use, possess, purchase, or attempt to purchase electronic smoking devices.	BILL ACTION: Feb. 6 - introduced and referred to State Government Committee Feb. 7 - referred to subcommittee; no further action taken BILL TEXT: http://coolice.legis.state.ia.us/linc/84/external/hf2223_Introduced.pdf BILL INFORMATION: http://coolice.legis.iowa.gov/Cool- ICE/default.asp?Category=BillInfo&Service=DspHistory&var=HF&key=10 40C&GA=84



Kentucky (2011)	HB 193 (2011) would have included electronic cigarettes in Kentucky's ban on smoking indoors.	BILL ACTION: Jan. 6, 2011 - introduced in House Jan. 7, 2011 - referred to House Health & Welfare Committee Feb. 7, 2011 - posted in committee Feb. 22, 2011 - floor amendments (1) and (2) filed; no further action taken BILL TEXT: http://www.lrc.ky.gov/record/11RS/HB193/bill.doc BILL INFORMATION: http://www.lrc.ky.gov/record/11RS/HB193.htm
Kentucky (2012)	HB 289 (2012) would have included electronic cigarettes in Kentucky's ban on smoking indoors.	BILL ACTION: Jan. 19, 2012 – introduced in House Jan. 20, 2012 – referred to House Health & Welfare Committee Mar. 13, 2102 – reported favorably; 1st reading Mar. 20, 2012 – posted for passage; floor amendment (1) filed Mar. 23, 2012 – recommitted to House Appropriations & Revenue; no further action taken BILL TEXT: http://www.lrc.ky.gov/record/12RS/HB289/bill.doc BILL INFORMATION: http://www.lrc.ky.gov/record/12RS/HB289.htm
Illinois (2010)	SB 3174 (2010) provided that a product containing or delivering nicotine intended or expected for human consumption, or any part of such a product, that is not a tobacco product shall not be distributed or sold in the State or to consumers in the State unless it has been	BILL ACTION: March 2, 2010 – passed Senate as amended to provide that "tobacco product" is defined under the Food, Drug, and Cosmetic Act rather than Illinois law (http://www.ilga.gov/legislation/96/SB/PDF/09600SB3174sam001.pdf). March 11, 2010 – introduced in House, referred to Rules Committee, no



	approved or otherwise certified for legal sale by the United States Food and Drug Administration as a tobacco use cessation, harm reduction, or modified-risk product, or for other medical purposes, and is being marketed and sold solely for that approved purpose	further action taken <u>BILL TEXT</u> : http://www.ilga.gov/legislation/96/SB/PDF/09600SB3174.pdf <u>BILL INFORMATION</u> : http://www.ilga.gov/legislation/BillStatus.asp?DocNum=3174&GAID=10&DocTypeID=SB&LegId=50923&SessionID=76
Illinois (2013)	HB2250 (2013) would have prohibited a person under 18 years of age from buying, possessing, being sold, bought for, distributed samples of, or furnished an electronic cigarette	BILL ACTION: Feb. 19, 2013 – introduced and referred to House Human Services Committee April 9, 2013 – passed House as amended (110-0); referred to Senate Criminal Law Committee May 21, 2013 – passed Senate as amended (56-0); House and Senate failed to concur on amendments; no further action taken BILL TEXT: http://www.ilga.gov/legislation/fulltext.asp?DocName=&SessionId=85&G A=98&DocTypeId=HB&DocNum=2250&GAID=12&LegID=73960&SpecSe ss=&Session= BILL INFORMATION: http://www.ilga.gov/legislation/BillStatus.asp?DocTypeID=HB&DocNum =2250&GAID=12&SessionID=85&LegID=73960
Iowa (2012)	HF2223 (2012) would have prohibited a person from selling or otherwise supplying an electronic smoking device to a minor, and would have prohibited minors from smoking, using, possessing, purchasing, or attempting to	BILL ACTION: Feb. 6, 2012 – introduced, referred to the House State Government Committee; no further action taken



	purchase an electronic smoking device, both through civil penalties.	BILL TEXT: http://coolice.legis.iowa.gov/Cool-ICE/default.asp?Category=BillInfo&Service=Billbook&menu=text&ga=84&hbill=HF2223 BILL INFORMATION: http://coolice.legis.iowa.gov/Cool-ICE/default.asp?Category=BillInfo&Service=DspHistory&var=HF&key=1040C&GA=84
Maine (2013)	HP 950 (2013) would have redefined tobacco products to include "products containing, made, or derived from tobacco that are intended for human consumption by any means," including electronic cigarettes, and by extension prohibiting their sales to minors and applying the existing excise tax on their sale.	BILL ACTION: April 3, 2013 – introduced and referred to House Committee on Taxation May 5, 2013 – public hearing held May 15, 2013 – reported Ought Not To Pass out of committee; no further action taken BILL TEXT: http://www.mainelegislature.org/legis/bills/getPDF.asp?paper=HP0950⁢ em=1&snum=126 BILL INFORMATION: http://www.mainelegislature.org/LawMakerWeb/summary.asp?paper=HP0950&SessionID=10
Oklahoma (2013)	SB 802 (2013) would have prohibited the sale of "vapor products," including electronic cigarettes, to minors, prohibited the possession or use of those products by minors, regulated their placement in vending machines, required	BILL ACTION: Feb. 4, 2013 – introduced and referred to Senate Finance Committee Feb. 13, 2013 – withdrawn from Finance Committee, re-referred to Senate Health and Human Services Committee Feb. 25, 2013 – reported Do Pass as amended by Health and Human



	licensure for retailers, and imposed a tax of 5 cents per product unit.	Services Committee March 6, 2013 – passed Senate (26-15); engrossed to the House March 14, 2013 – referred to House Public Health Committee April 9, 2013 – Public Health Committee failed to report Do Pass as amended (7-4); no further action taken BILL TEXT: http://webserver1.lsb.state.ok.us/cf_pdf/2013- 14%20ENGR/SB/SB802%20ENGR.PDF BILL INFORMATION: http://www.oklegislature.gov/BillInfo.aspx?Bill=SB802&Session=1300
Oregon (2011)	HB 3014 (2011) would have included electronic cigarettes in application of certain statutes regulating cigarettes and smoking, including prohibiting their sale to persons less than 18 years of age.	BILL ACTION: Feb. 7, 2011 – introduced and referred to House Human Services Committee; no further action taken BILL TEXT: http://www.leg.state.or.us/11reg/measpdf/hb3000.dir/hb3014.intro.pdf BILL INFORMATION: http://landru.leg.state.or.us/11reg/measures/hb3000.dir/hb3014.intro.html
Rhode Island (2013)	SB 622 (2013) would have criminalized the possession, use, or purchase of "vapor products," including electronic cigarettes, by minors.	BILL ACTION: March 6, 2013 – introduced and referred to Senate Judiciary Committee April 9, 2013 – Public Hearing in Judiciary Committee held June 6, 2013 – Senate Judiciary Committee recommended passage of Substitute A June 26, 2013 - Senate passed Substitute A June 27, 2013 - Referred to House Finance July 1, 2013 – House Finance Committee recommends passage of



		Substitute Bill A in concurrence; House passes Substitute Bill A in concurrence July 17, 2013 – Vetoed by Governor
		BILL TEXT: http://webserver.rilin.state.ri.us/BillText/BillText13/SenateText13/S0622Ap df
		BILL INFORMATION: Governor's Veto Message: http://news.providencejournal.com/breaking-news/Veto%20Message%2013- S%200622%20A%20%20An%20Act%20Relating%20to%20Criminal%20Off enses%20-%20Children.pdf
West Virginia (2013)	HB2778 would have defined "vapor products," prohibited the use and possession of those products by an individual under eighteen years of age, restricted their sale in vending machines, and establishing associated misdemeanor offenses and penalties.	BILL ACTION: March 1, 2013 – introduced and jointly referred to House Health and Human Resources and Judiciary Committees March 26, 2013 – reported out of both committees as Do Pass March 29, 2013 – passed House (97-0); sent to Senate April 1, 2013 – jointly referred to Senate Health and Human Resources and Judiciary Committees; no further action taken BILL TEXT: http://www.legis.state.wv.us/Bill_Text_HTML/2013_SESSIONS/RS/pdf_bills/HB2778%20SUB%20Printed.pdf BILL INFORMATION: http://www.legis.state.wv.us/bill_status/Bills_history.cfm?input=2778&year=2013&sessiontype=RS&btype=bill

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