



STATES & LOCALITIES THAT HAVE RESTRICTED THE SALE OF FLAVORED TOBACCO PRODUCTS

Cigarettes with specific characterizing flavors were prohibited in the U.S. on September 22, 2009, as part of the Family Smoking Prevention and Tobacco Control Act (TCA) that gave the U.S. Food and Drug Administration (FDA) authority over tobacco products. In addition to the federal ban on flavored cigarettes, states and localities can implement additional sales restrictions to address the flavored non-cigarette tobacco products on the market and their appeal to youth and young adults.

Despite possible challenges from tobacco companies, states and localities have clear authority to restrict the sale of flavored tobacco products to reduce tobacco use and its harms to its citizens. At least two states and over one hundred localities have passed restrictions* on the sale of flavored tobacco products, although laws differ in their application to specific products and store types (see endnotes). Prior to the enactment of the Tobacco Control Act, New Jersey had already restricted the sale of flavored cigarettes, excluding menthol and clove flavors. Maine restricts the sale of flavored non-premium cigars, with the exception of menthol, clove, coffee, nut and pepper flavors.

Over twenty of these communities—those listed in *italics*—include menthol cigarettes in their ordinance.

California (25)

1. *Alameda*
2. *Berkeley*¹
3. *Beverly Hills*
4. *Cloverdale*
5. *Contra Costa County*^{1,3}
6. *El Cerrito*
7. *Fairfax*⁵
8. *Half Moon Bay*
9. *Hayward*¹
10. *Los Gatos*²
11. *Manhattan Beach*²
12. *Marin County*³
13. *Novato*
14. *Oakland*²
15. *Palo Alto*²
16. *Richmond*
17. *San Francisco*
18. *San Leandro*
19. *San Mateo County*³
20. *Santa Clara County*^{2,3}
21. *Santa Cruz*
22. *Sonoma*⁵
23. *West Hollywood*¹
24. *Windsor*⁵
25. *Yolo County*³

Illinois (1)

1. *Chicago*^{1,2}

Massachusetts (136)²

1. *Agawam*
2. *Andover*
3. *Amherst*
4. *Arlington*
5. *Ashburnham*

Massachusetts (cont'd)

6. *Ashby*
7. *Ashland*
8. *Athol*
9. *Attleboro*
10. *Avon*
11. *Ayer*
12. *Bedford*
13. *Belmont*
14. *Beverly*
15. *Billerica*
16. *Bolton*
17. *Boston*
18. *Braintree*
19. *Brockton*
20. *Brookline*
21. *Buckland*
22. *Cambridge*
23. *Canton*
24. *Carver*
25. *Charlemont*
26. *Chelsea*
27. *Clinton*
28. *Cohasset*
29. *Concord*
30. *Conway*
31. *Danvers*
32. *Dedham*
33. *Deerfield*
34. *Dracut*
35. *Duxbury*
36. *Easthampton*
37. *E. Longmeadow*
38. *Easton*
39. *Edgartown*

Massachusetts (cont'd)

40. *Essex*
41. *Everett*
42. *Fairhaven*
43. *Fitchburg*
44. *Framingham*
45. *Gardner*
46. *Gill*
47. *Gloucester*
48. *Grafton*
49. *Granby*
50. *Greenfield*
51. *Groton*
52. *Hadley*
53. *Halifax*
54. *Hamilton*
55. *Harvard*
56. *Hatfield*
57. *Haverhill*
58. *Holbrook*
59. *Holden*
60. *Holyoke*
61. *Lancaster*
62. *Lanesboro*
63. *Lawrence*
64. *Leominster*
65. *Leverett*
66. *Lowell*
67. *Ludlow*
68. *Lynnfield*
69. *Malden*
70. *Marblehead*
71. *Marlboro*
72. *Marshfield*
73. *Mashpee*

Massachusetts (cont'd)

74. Maynard
75. Medfield
76. Medford
77. Melrose
78. Methuen
79. Middleton
80. Millis
81. Milton
82. Montague
83. Natick
84. Needham
85. Newburyport
86. Newton
87. North Adams
88. North Andover
89. North Attleboro
90. Northampton
91. North Reading
92. Norton
93. Norwell
94. Norwood
95. Oak Bluffs
96. Orange
97. Orleans
98. Peabody
99. Pittsfield
100. Provincetown
101. Reading
102. Salem

Massachusetts (cont'd)

103. Sandwich
104. Saugus
105. Shelburne
106. Sherborn
107. Somerville
108. Southampton
109. South Hadley
110. Spencer
111. Stoneham
112. Stow
113. Sudbury
114. Sunderland
115. Templeton
116. Tewksbury
117. Townsend
118. Tyngsboro
119. Wakefield
120. Walpole
121. Wareham
122. Watertown
123. Webster
124. Wellfleet
125. West Boylston
126. Westboro
127. Westford
128. Westwood
129. Whately

Massachusetts (cont'd)

130. Williamstown
131. Wilmington
132. Winchendon
133. Winchester
134. Winthrop
135. Worcester
136. Yarmouth

Minnesota (9)

1. Duluth²
2. Falcon Heights²
3. Lauderdale²
4. Mendota Heights²
5. Minneapolis²
6. Robbinsdale²
7. St. Louis Park
8. St. Paul²
9. Shoreview²

New York (1)

1. New York City^{2,4}

Rhode Island (6)²

1. Barrington
2. Central Falls
3. Johnston
4. Middletown
5. Providence
6. Woonsocket

MA localities courtesy of the Municipal Tobacco Control Technical Assistance Program. As of November 12, 2018, these policies cover 60.7% of the state's population.

*The above list may not be comprehensive. It includes communities that have passed restrictions, but some have future implementation dates and/or are the subject of litigation.

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¹ Applies only to retailers within a certain distance of schools or youth oriented facilities.

² Exempts certain types of retailers, such as tobacco retailers (stores that receive a certain proportion of their revenue from tobacco), tobacco/smoking bars, e-cigarette establishments, adult-only retailers and/or liquor stores.

³ Applies only to retailers in unincorporated areas of the County.

⁴ Flavor restrictions do not apply to e-cigarettes.

⁵ Exempts the following products: pipe tobacco; chewing tobacco and cigars sold in packages of 5 or more units; and single cigars exceeding \$5.