



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

Cigarettes with specific characterizing flavors, other than menthol, 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 menthol cigarettes and flavored non-cigarette tobacco products and their appeal to youth and young adults.

States

In November 2019, Massachusetts became the first state to restrict the sale of all flavored tobacco products, including menthol cigarettes. In 2020, New Jersey, New York and Rhode Island enacted bans on the sale of flavored e-cigarettes and California became the second state to prohibit the sale of both flavored e-cigarettes and menthol cigarettes.

- **Massachusetts**² (effective 11/27/19 for e-cigarettes; 6/1/20 for all other products)
- New Jersey⁴ (effective 4/20/20)
- New York^{4,7} (effective 5/18/20)
- Rhode Island⁴ (effective 3/26/20)
- **California**^{6,8,9} (implementation pending referendum vote)

Two additional states—Maryland and Utah—restrict the sale of some flavored e-cigarettes. Maryland prohibits the sale of all flavored cartridge-based and disposable e-cigarettes except for menthol-flavored products, and Utah prohibits the sale of flavored e-cigarettes in non-retail tobacco specialty businesses, except mint- and menthol-flavored products.

In 2019, eight states—Massachusetts, Michigan, Montana, New York, Oregon, Rhode Island, Utah and Washington—issued emergency rules to temporarily ban the sale of flavored e-cigarettes. As a result of legal challenges, these orders were blocked in Michigan, New York, Oregon and Utah. The Montana and Washington state orders have expired. Massachusetts, New York and Rhode Island later enacted permanent bans.

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 prohibits the sale of flavored non-premium cigars.

Localities

At least 335 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). At least 135 of these communities—those listed in **bold**—restrict the sale of menthol cigarettes, in addition to other flavored tobacco products.

California (111)

1. **Adelanto**
2. **Alameda**
3. **Alameda County**³
4. **Albany**
5. **Alhambra**
6. **Alturas**
7. Anderson^{2,4}
8. Arroyo Grande^{4,7}
9. Auburn

California (cont'd)

10. **Benicia**
11. **Berkeley**
12. **Beverly Hills**
13. **Burbank**²
14. **Burlingame**
15. Calabasas²
16. **Capitola**
17. **Carpinteria**
18. **Carson**

California (cont'd)

19. Cerritos⁴
20. Cloverdale
21. **Compton**²
22. **Contra Costa County**³
23. **Corte Madera**
24. **Cudahy**
25. **Culver City**²
26. **Cupertino**
27. Danville^{4,7}

California (cont'd)

28. **Davis**
29. **Delano**
30. **Dublin**
31. **East Palo Alto**
32. **El Cerrito**
33. **El Monte**
34. **Encinitas⁶**
35. **Fairfax**
36. **Fremont**
37. **Glendale^{6,8,9}**
38. **Guadalupe**
39. **Half Moon Bay**
40. **Hayward**
41. **Hermosa Beach**
42. **Imperial Beach**
43. **Lafayette**
44. **Laguna Niguel**
45. **Larkspur**
46. **Livermore**
47. **Long Beach^{6,8,9}**
48. **Loomis⁴**
49. **Los Altos²**
50. **Los Angeles County³**
51. **Los Gatos**
52. **Mammoth Lakes**
53. **Manhattan Beach**
54. **Marin County³**
55. **Maywood**
56. **Mendocino County³**
57. **Menlo Park**
58. **Mill Valley**
59. **Mono County³**
60. **Morgan Hill**
61. **Morro Bay⁵**
62. **Novato**
63. **Oakland**
64. **Oroville**
65. **Oxnard**
66. **Napa^{6,8,9}**
67. **Pacific Grove**
68. **Palmdale⁴**
69. **Palo Alto**
70. **Paradise**
71. **Pinole**
72. **Pleasanton**
73. **Portola Valley**
74. **Redondo Beach²**
75. **Richmond**
76. **Ross**
77. **Sacramento**
78. **San Anselmo**
79. **San Carlos**
80. **San Diego County^{3,6,8,9}**
81. **San Francisco**
82. **San Jose^{6,8,9}**
83. **San Leandro**
84. **San Luis Obispo^{4,7}**

California (cont'd)

85. **San Luis Obispo County^{3,4,7}**
86. **San Mateo**
87. **San Mateo County³**
88. **San Pablo**
89. **San Rafael**
90. **Santa Barbara County³**
91. **Santa Clara County³**
92. **Santa Clarita**
93. **Santa Cruz**
94. **Santa Cruz County³**
95. **Santa Maria**
96. **Saratoga**
97. **Sausalito**
98. **Sebastopol**
99. **Solana Beach**
100. **Sonoma⁴**
101. **South San Francisco**
102. **Sunnyvale**
103. **Tiburon**
104. **Ventura**
105. **Ventura County^{3,4}**
106. **Watsonville**
107. **West Hollywood⁶**
108. **West Sacramento**
109. **Windsor**
110. **Woodland**
111. **Yolo County³**

Colorado (5)

1. **Aspen**
2. **Boulder⁴**
3. **Carbondale**
4. **Glenwood Springs**
5. **Snowmass Village**

Georgia (1)

1. **Watkinsville⁴**

Illinois (2)

2. **Chicago¹**
3. **River Forest⁴**

Massachusetts (168)

1. **Acton²**
2. **Adams²**
3. **Agawam²**
4. **Andover²**
5. **Amherst²**
6. **Arlington²**
7. **Ashburnham²**
8. **Ashby²**
9. **Ashland²**
10. **Athol²**
11. **Attleboro²**
12. **Avon²**
13. **Ayer²**

Massachusetts (cont'd)

14. **Barnstable²**
15. **Bedford²**
16. **Belmont²**
17. **Beverly²**
18. **Billerica²**
19. **Bolton²**
20. **Boston²**
21. **Braintree²**
22. **Brewster²**
23. **Brockton²**
24. **Brookline**
25. **Buckland²**
26. **Cambridge²**
27. **Canton²**
28. **Carver²**
29. **Charlemont²**
30. **Charlton²**
31. **Chatham²**
32. **Chelsea²**
33. **Chelmsford²**
34. **Clinton²**
35. **Cohasset²**
36. **Concord²**
37. **Conway²**
38. **Danvers²**
39. **Dedham²**
40. **Deerfield²**
41. **Dracut²**
42. **Duxbury²**
43. **Easthampton²**
44. **E. Longmeadow²**
45. **Easton²**
46. **Edgartown²**
47. **Essex²**
48. **Everett²**
49. **Fairhaven²**
50. **Fitchburg²**
51. **Framingham²**
52. **Franklin²**
53. **Gardner²**
54. **Gill²**
55. **Gloucester²**
56. **Grafton²**
57. **Granby²**
58. **Greenfield²**
59. **Groton²**
60. **Hadley²**
61. **Halifax²**
62. **Hamilton²**
63. **Harvard²**
64. **Harwich²**
65. **Hatfield²**
66. **Haverhill²**
67. **Holbrook²**
68. **Holden²**
69. **Holyoke²**
70. **Hopkinton²**

Massachusetts (cont'd)

71. Ipswich²
72. Lancaster²
73. Lanesboro²
74. Lawrence²
75. Leominster²
76. Lee²
77. Lenox²
78. Leverett²
79. Littleton²
80. Lowell²
81. Ludlow²
82. **Lynn**
83. Lynnfield²
84. **Malden**²
85. Marblehead²
86. Marion²
87. Marlboro²
88. Marshfield²
89. Mashpee²
90. Maynard²
91. Medfield²
92. Medford²
93. Melrose²
94. Methuen²
95. **Middleboro**²
96. Middleton²
97. Millis²
98. Milton²
99. Montague²
100. Natick²
101. **Needham**²
102. Newburyport²
103. Newton²
104. **Norfolk**²
105. North Adams²
106. **North Andover**²
107. North Attleboro²
108. Northampton²
109. North Reading²
110. Norton²
111. Norwell²
112. **Norwood**²
113. Oak Bluffs²
114. Orange²
115. Orleans²
116. Palmer²
117. Peabody²
118. Pittsfield²
119. Provincetown²
120. Reading²
121. Rockport²

Massachusetts (cont'd)

122. Royalston²
123. Salem²

Massachusetts (cont'd)

124. Sandwich²
125. Saugus²
126. **Sharon**²
127. Shelburne²
128. Sherborn²
129. Shrewsbury²
130. **Somerville**²
131. Southampton²
132. **South Hadley**²
133. Spencer²
134. Stockbridge²
135. Stoneham²
136. **Stoughton**²
137. Stow²
138. Sudbury²
139. Sunderland²
140. **Swampscott**²
141. Templeton²
142. Tewksbury²
143. Topsfield²
144. Townsend²
145. Tyngsboro²
146. Upton²
147. Uxbridge²
148. Wakefield²
149. **Walpole**²
150. Wareham²
151. Watertown²
152. Webster²
153. Wellfleet²
154. West Boylston²
155. Westboro²
156. Westford²
157. Westminster²
158. Westwood²
159. Whately
160. Wilbraham²
161. Williamstown²
162. Wilmington²
163. Winchendon²
164. Winchester²
165. **Winthrop**
166. Worcester²
167. Wrentham²
168. Yarmouth²

Minnesota (24)

1. **Arden Hills**
2. **Bloomington**
3. **Brown's Valley**
4. **Duluth**²
5. **Edina**
6. **Falcon Heights**²
7. **Fridley**²
8. **Golden Valley**

Minnesota (cont'd)

9. **Hennepin County**^{2,3}
10. **Lauderdale**
11. **Lilydale**
12. **Mendota Heights**
13. **Minneapolis**²
14. **Moorhead**
15. New Hope
16. Prior Lake⁴
17. Robbinsdale²
18. **Roseville**²
19. Rushford²
20. St. Louis Park²
21. **St. Paul**²
22. Shoreview²
23. **Traverse County**
24. **Wheaton**

New Jersey (4)

1. Hanover Township⁴
2. Jersey City⁴
3. Vineland⁴
4. Westfield⁴

New York (3)

1. New York City²
2. **Manheim**
3. Yonkers⁴

Ohio (2)

1. Bexley⁴
2. Toledo⁴

Pennsylvania (1)

1. Philadelphia^{2,5,6}

Rhode Island (6)

1. Barrington²
2. Central Falls²
3. Johnston²
4. Middletown²
5. Providence²
6. Woonsocket²

MA localities courtesy of the Municipal Tobacco Control Technical Assistance Program.

*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.

Campaign for Tobacco-Free Kids, October 20, 2021 / Laura Bach

¹ Chicago's e-cigarette flavor ban is comprehensive, but restrictions on other tobacco products apply only to retailers within 500 feet of high schools and exempt adult-only tobacco retailers

² Exempts certain types of retailers, such as tobacco retailers (stores that receive a certain proportion of their revenue from tobacco), tobacco/smoking bars, hookah 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 only apply to e-cigarettes.

⁵ Exempts smokeless tobacco.

⁶ Exempts hookah tobacco

⁷ Exempts products that have received a marketing order from the FDA. Currently, no e-cigarettes have received a marketing order.

⁸ Exempts pipe tobacco

⁹ Exempts premium cigars