



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.

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

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. Utah later enacted regulations restricting the sale of flavored e-cigarettes (except mint/menthol) to adult-only retail tobacco specialty businesses

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 310 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 120 of these communities—those listed in **bold**—restrict the sale of menthol cigarettes, in addition to other flavored tobacco products.

California (109)

1. **Adelanto**
2. **Alameda**
3. **Alameda County**³
4. **Albany**
5. **Alturas**
6. Anderson^{2,4}
7. Arroyo Grande^{4,7}
8. Auburn
9. **Benicia**
10. **Berkeley**
11. **Beverly Hills**
12. **Burbank**²
13. **Burlingame**

California (cont'd)

14. Calabasas²
15. **Capitola**
16. **Carpinteria**
17. **Carson**
18. Cerritos⁴
19. Cloverdale
20. **Compton**²
21. **Contra Costa County**³
22. **Corte Madera**
23. **Cudahy**
24. **Culver City**²
25. **Cupertino**
26. Danville^{4,7}

California (cont'd)

27. **Davis**
28. **Delano**
29. **Dublin**
30. **East Palo Alto**
31. El Cerrito
32. **El Monte**
33. **Encinitas**⁶
34. **Fairfax**
35. **Fremont**
36. **Glendale**^{6,8,9}
37. **Guadalupe**
38. **Half Moon Bay**
39. **Hayward**

California (cont'd)

40. **Hermosa Beach**
41. **Imperial Beach**
42. **Lafayette**
43. **Laguna Niguel**
44. **Larkspur**
45. **Livermore**
46. **Long Beach**^{6,8,9}
47. **Loomis**⁴
48. **Los Altos**²
49. **Los Angeles County**³
50. **Los Gatos**
51. **Mammoth Lakes**
52. **Manhattan Beach**
53. **Marin County**³
54. **Maywood**
55. **Mendocino County**³
56. **Menlo Park**
57. **Mill Valley**
58. **Mono County**³
59. **Morgan Hill**
60. **Morro Bay**⁵
61. **Novato**
62. **Oakland**
63. **Oroville**
64. **Oxnard**
65. **Napa**^{6,8,9}
66. **Pacific Grove**
67. **Palmdale**⁴
68. **Palo Alto**
69. **Paradise**
70. **Pinole**
71. **Pleasanton**
72. **Portola Valley**
73. **Redondo Beach**²
74. **Richmond**
75. **Ross**
76. **Sacramento**
77. **San Anselmo**
78. **San Carlos**
79. **San Diego County**^{3,6,8,9}
80. **San Francisco**
81. **San Leandro**
82. **San Luis Obispo**^{4,7}
83. **San Luis Obispo County**^{3,4,7}
84. **San Mateo**
85. **San Mateo County**³
86. **San Pablo**
87. **San Rafael**
88. **Santa Barbara County**³
89. **Santa Clara County**³
90. **Santa Clarita**
91. **Santa Cruz**
92. **Santa Cruz County**³
93. **Santa Maria**
94. **Saratoga**

California (cont'd)

95. **Sausalito**
96. **Sebastopol**
97. **Solana Beach**
98. **Sonoma**⁴
99. **South San Francisco**
100. **Sunnyvale**
101. **Tiburon**
102. **Ventura**
103. **Ventura County**^{3,4}
104. **Watsonville**
105. **West Hollywood**⁶
106. **West Sacramento**
107. **Windsor**
108. **Woodland**
109. **Yolo County**³

Colorado (5)

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

Illinois (1)

1. **Chicago**¹

Massachusetts (168)

1. **Acton**²
2. **Adams**²
3. **Agawam**²
4. **Andover**²
5. **Amherst**²
6. **Arlington**²
7. **Ashburnham**²
8. **Ashby**²
9. **Ashland**²
10. **Athol**²
11. **Attleboro**²
12. **Avon**²
13. **Ayer**²
14. **Barnstable**²
15. **Bedford**²
16. **Belmont**²
17. **Beverly**²
18. **Billerica**²
19. **Bolton**²
20. **Boston**²
21. **Braintree**²
22. **Brewster**²
23. **Brockton**²
24. **Brookline**
25. **Buckland**²
26. **Cambridge**²
27. **Canton**²
28. **Carver**²
29. **Charlemont**²
30. **Charlton**²
31. **Chatham**²

Massachusetts (cont'd)

32. **Chelsea**²
33. **Chelmsford**²
34. **Clinton**²
35. **Cohasset**²
36. **Concord**²
37. **Conway**²
38. **Danvers**²
39. **Dedham**²
40. **Deerfield**²
41. **Dracut**²
42. **Duxbury**²
43. **Easthampton**²
44. **E. Longmeadow**²
45. **Easton**²
46. **Edgartown**²
47. **Essex**²
48. **Everett**²
49. **Fairhaven**²
50. **Fitchburg**²
51. **Framingham**²
52. **Franklin**²
53. **Gardner**²
54. **Gill**²
55. **Gloucester**²
56. **Grafton**²
57. **Granby**²
58. **Greenfield**²
59. **Groton**²
60. **Hadley**²
61. **Halifax**²
62. **Hamilton**²
63. **Harvard**²
64. **Harwich**²
65. **Hatfield**²
66. **Haverhill**²
67. **Holbrook**²
68. **Holden**²
69. **Holyoke**²
70. **Hopkinton**²
71. **Ipswich**²
72. **Lancaster**²
73. **Lanesboro**²
74. **Lawrence**²
75. **Leominster**²
76. **Lee**²
77. **Lenox**²
78. **Leverett**²
79. **Littleton**²
80. **Lowell**²
81. **Ludlow**²
82. **Lynn**²
83. **Lynnfield**²
84. **Malden**²
85. **Marblehead**²
86. **Marion**²
87. **Marlboro**²
88. **Marshfield**²

Massachusetts (cont'd)

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
122. Royalston²
123. Salem²
124. Sandwich²
125. Saugus²
126. **Sharon**²
127. Shelburne²
128. Sherborn²
129. Shrewsbury²
130. **Somerville**²
131. Southampton²
132. **South Hadley**²
133. Spencer²

Massachusetts (cont'd)

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. Winthrop²
166. Worcester²
167. Wrentham²
168. Yarmouth²

Minnesota (19)

1. **Arden Hills**
2. **Bloomington**
3. **Duluth**²
4. **Edina**
5. **Falcon Heights**²
6. **Fridley**²
7. **Golden Valley**
8. **Hennepin County**^{2,3}

Minnesota (cont'd)

9. **Lauderdale**
10. **Lilydale**
11. **Mendota Heights**
12. **Minneapolis**²
13. New Hope
14. Robbinsdale²
15. **Roseville**²
16. Rushford²
17. St. Louis Park²
18. **St. Paul**²
19. Shoreview²

Montana (1)

1. Missoula⁴

New Jersey (1)

1. Jersey City⁴

New York (3)

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

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.

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