

## U.S. State and Local Laws Regulating Use of Electronic Cigarettes As of October 1, 2013

The following list includes states and municipalities that have enacted laws regulating where electronic cigarette use (e-cigarettes) is prohibited. E-cigarettes are battery-powered devices that are designed to mimic cigarettes by vaporizing a nicotine-laced liquid that is inhaled by the user. The use of e-cigarettes in workplaces and public places is a significant public health concern, not only because of their unregulated constituents and the potential health impact of the vapor on users and bystanders, but also because e-cigarette use causes public confusion as to where smoking is allowed, resulting in compliance problems with smokefree laws.

Most local and state smokefree laws were enacted before e-cigarettes were on the market, so while such laws do not explicitly mention e-cigarettes, it should not be assumed that their use is permitted. Existing smokefree laws are often interpreted to prohibit e-cigarette use in their smokefree provisions.

NOTE: In the 100% Smokefree Venues column, the following abbreviations are used: W=non-hospitality workplaces; R=restaurants; B=bars; G=gambling facilities.

For more information, please visit [ANR's e-cigarettes page](#).

### State Laws Regulating Use of E-cigarettes

#### State Laws Restricting E-cigarette Use in 100% Smokefree Venues

Other state laws that do not explicitly address e-cigarettes might be interpreted as prohibiting the use of e-cigarettes in existing smokefree provisions.

State	Use of E-cigarettes Prohibited	100% Smokefree Venues in Which Use of E-cigarettes Prohibited	Use of E-cigarettes Specifically Permitted	Permitted In:
1. North Dakota	Yes	WRBG	No	
2. New Jersey	Yes	WRB	No	
3. Utah	Yes	WRB	Yes	Retailers that sell e-cigarettes, until 7/1/17.

## State Laws Regulating E-cigarette Use in Other Venues

State	Use of E-cigarettes Prohibited	Prohibited In:	Use of E-cigarettes Specifically Permitted	If Partial, Permitted In:
1. Arkansas	Yes	Use of e-cigarettes prohibited on school district property.	No	
2. Colorado	Yes	Definition of tobacco product for purposes of prohibition of use on school property amended to include e-cigarettes, unless approved by FDA as cessation devices.	No	
3. Delaware	Yes	Tobacco use, including use of e-cigarettes and hookahs, prohibited in all State workplaces, including all buildings, facilities, indoor and outdoor spaces and surrounding grounds, as well as parking lots and state vehicles operated on State workplace property.	No	
4. Kansas	Yes	Tobacco use, including use of e-cigarettes, prohibited on all Dept. of Corrections property and grounds, by both employees and inmates. Per opinion of Attorney General, Indoor Clean Air Act of 2010 does not apply to e-cigarettes.	Partial	All places where smoking is prohibited per 3/12/10 law, including workplaces, restaurants, bars, gambling facilities, and public places generally.
5. Maryland	Yes	Smoking, including use of e-cigarettes prohibited on MARC commuter rail system trains.	No	
6. New Hampshire	Yes	Use of e-cigarettes prohibited in public educational facilities and on grounds thereof.	No	
7. Oklahoma	Yes	Tobacco use, including use of e-cigarettes, prohibited in all Dept. of Corrections facilities, including vehicles and grounds.	No	
8. Oregon	Yes	State agency employees prohibited from using tobacco products, including e-cigarettes, in State agency buildings and on State agency grounds adjacent to buildings.	No	

State	Use of E-cigarettes Prohibited	Prohibited In:	Use of E-cigarettes Specifically Permitted	If Partial, Permitted In:
9. South Dakota	Yes	Tobacco use, including use of e-cigarettes, prohibited in Dept. of Corrections facilities and on grounds thereof, by both employees and inmates.	No	

## Local Laws Regulating Use of E-cigarettes

### Laws Restricting E-cigarette Use in 100% Smokefree Venues

State	Name	Use of E-cigarettes Prohibited	If Partial, Prohibited In:	100% Smokefree Venues in Which Use of E-cigarettes Prohibited	Use of E-cigarettes Specifically Permitted	If Partial, Permitted In:
1. AK	Palmer	Yes		WRB	No	
2. AL	Anniston	Yes		WRBG	No	
3. AL	Bessemer	Yes		WRG	No	
4. AL	Clay	Yes		WRBG	No	
5. AL	Creola	Yes		WRBG	No	
6. AL	Fultondale	Yes		WRBG	No	
7. AL	Midfield	Yes		WRBG	No	
8. AL	Monroeville	Yes		WRBG	No	
9. AL	Troy	Yes		WRBG	No	
10. AL	Vestavia Hills	Yes		WRBG	No	
11. CA	Campbell	Yes		RBG	No	
12. CA	Eureka	Yes		WRBG	No	
13. CA	Fairfax	Yes		WRBG	No	
14. CA	Marin County	Partial	Use of e-cigarettes prohibited everywhere that smoking is prohibited, except in individual apartment units in multi-unit residences.	WRB	Partial	Individual apartment units in multi-unit residences.
15. CA	Mill Valley	Yes		WRB	No	
16. CA	Morgan Hill	Yes		WRB	No	
17. CA	Mountain View	Yes		WRB	No	

State	Name	Use of E-cigarettes Prohibited	If Partial, Prohibited In:	100% Smokefree Venues in Which Use of E-cigarettes Prohibited	Use of E-cigarettes Specifically Permitted	If Partial, Permitted In:
18. CA	Petaluma	Yes		W	No	
19. CA	Santa Clara County	Yes		WRB	No	
20. CA	Sebastopol	Yes		WRBG	No	
21. CA	Tiburon	Yes		WRB	No	
22. CA	Union City	Yes		WRB	No	
23. FL	Clay County	Yes		WR	No	
24. GA	Chatham County	Yes		WRBG	No	
25. GA	DeKalb County	Yes		W	No	
26. GA	Savannah	Yes		WRBG	No	
27. ID	Ketchum	Yes		WRBG	No	
28. IN	Indianapolis/Marion County	Yes		WRB	No	
29. KY	Bardstown	Yes		WRBG	No	
30. KY	Glasgow	Yes		RBG	No	
31. KY	Kenton County	Yes		W	No	
32. KY	Madison County	Yes		WRBG	No	
33. KY	Manchester	Yes		WRBG	No	
34. MA	Boston	Yes		WRB	No	
35. MA	Bourne	Yes		WRB	No	
36. MA	Buckland	Yes		WRBG	No	
37. MA	Burlington	Yes		WRBG	No	
38. MA	Foxborough	Yes		WRBG	No	
39. MA	Gill	Yes		WRBG	No	
40. MA	Grafton	Yes		WRBG	No	
41. MA	Great Barrington	Yes		WRBG	No	
42. MA	Hatfield	Partial	Use of e-cigarettes prohibited everywhere that smoking is prohibited, except for smoking bars and hotels/motels.	WRBG	Partial	Smoking bars and hotels/motels.
43. MA	Haverhill	Yes		WRBG	No	
44. MA	New Bedford	Yes		WRB	No	
45. MA	North Attleborough	Yes		WRBG	No	
46. MA	Northampton	Yes		WRB	No	

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47. MA	Oxford	Yes		WRBG	No	
48. MA	Pittsfield	Yes		WRBG	No	
49. MA	Salem	Yes		WRBG	No	
50. MA	Saugus	Yes		WRBG	No	
51. MA	Shelburne	Yes		WRB	No	
52. MA	South Hadley	Yes		WRBG	No	
53. MA	Taunton	Yes		WRBG	No	
54. MA	Westminster	Yes		WRBG	No	
55. MA	Westport	Yes		WRBG	No	
56. MA	Westwood	Yes		WRBG	No	
57. MA	Whately	Yes		WRB	No	
58. MA	Winchester	Yes		WRBG	No	
59. MN	Duluth	Yes		WRBG	No	
60. MO	Creve Coeur	Yes		WRB	No	
61. MO	Jefferson City	Yes		WRBG	No	
62. MO	Washington	Yes		WRBG	No	
63. MS	Anguilla	Yes		WRBG	No	
64. MS	Arcola	Yes		WRBG	No	
65. MS	Baldwyn	Yes		WRBG	No	
66. MS	Bassfield	Yes		WRBG	No	
67. MS	Byram	Yes		WRBG	No	
68. MS	Calhoun City	Yes		WRBG	No	
69. MS	Centreville	Yes		WRBG	No	
70. MS	Coahoma County	Yes		WRB	No	
71. MS	Duncan	Yes		WRBG	No	
72. MS	Durant	Yes		WRBG	No	
73. MS	Flowood	Yes		WRG	No	
74. MS	Forest	Yes		WRBG	No	
75. MS	Georgetown	Yes		WRBG	No	
76. MS	Monticello	Yes		RBG	No	
77. MS	New Augusta	Yes		WRBG	No	
78. MS	Plantersville	Yes		WRBG	No	
79. MS	Prentiss	Yes		WRBG	No	
80. MS	Rolling Fork	Yes		WRBG	No	
81. MS	Sumner	Yes		WRBG	No	

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82. MS	Wesson	Yes		WRBG	No	
83. ND	Bismarck	Yes		WRB	No	
84. ND	Walhalla	Yes		WRBG	No	
85. NY	Suffolk County	Yes		WRB	No	
86. SC	Estill	Yes		WRBG	No	
87. SC	Yemassee	Yes		WRB	No	
88. TX	Lufkin	Yes		WRBG	No	
89. TX	San Angelo	Yes		WRB	No	
90. WA	King County	Yes		WRBG	No	
91. WV	Calhoun County	Yes		WRBG	No	
92. WV	Greenbrier County	Yes		WRBG	No	
93. WV	Lewis County	Yes		WRBG	No	
94. WV	Marshall County	Yes		W	No	
95. WV	Pleasants County	Yes		WRBG	No	
96. WV	Ritchie County	Yes		WRBG	No	
97. WV	Roane County	Yes		WRBG	No	
98. WV	Taylor County	Yes		WRBG	No	
99. WV	Wirt County	Yes		WRBG	No	
100. WV	Wood County	Yes		WRBG	No	

**State Laws Restricting E-cigarette Use in 100% Smokefree Venues: 3**

**State Laws Restricting E-cigarette Use in Other Venues: 9**

**Local Laws Restricting E-cigarette Use in 100% Smokefree Venues: 100**

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