



State Vapor Bill Tracking Report

March 12, 2018

The bill filings for the 2018 session are coming to a close. VTA is tracking all issues related to vapor for you! This State Vapor Bill Tracking Report contains current bills, by state, that are active as of the date above. Please be aware that if legislation in your state has not been active for the last 30 days, it may not appear on the list below. However, we are tracking all legislation so if a bill becomes active again, we will provide it in future legislative updates.

Also, note that the bill title is an active link that will provide you with additional information about the bill and bill text. As you will see, several bills have moved out of committee since our last legislative report.

Finally, the report also notes upcoming hearings so that we can have an active voice in state capitols. Please contact us if we can assist in you with research, drafting, or calls to action on the below legislation.

For more information contact:

Jake Butcher

VTA State Affairs Manager

jake@dbpteam.com

AK - HB271 REGULATION OF SMOKING

Bill Category: public smoking ban

Team Notes:

The bill prohibits smoking indoors or in public places except for where allowed by the unit of local government.

The bill creates a carve out for tobacco retailers and electronic cigarette retailers.

Last Action: REFERRED TO JUDICIARY (January 16, 2018)

Primary Sponsor: [Representative Matt Claman \(D\)](#)

AK - SB15 E-CIGS: SALE TO AND POSSESSION BY MINOR

Last Action: CROSS SPONSOR(S): GRENN (March 9, 2018)

Primary Sponsor: [Senator Gary Stevens \(R\)](#)

AK - SB63 REGULATION OF SMOKING

Bill Category: indoor air ban

Team Notes:

This allows a local unit of government to impose additional restrictions on smoking. Appears to define vaping as smoking

Last Action: CROSS SPONSOR(S): FANSLER (January 26, 2018)

Primary Sponsor: [Senator Peter Micciche \(R\)](#)

AL - HB26 Motor vehicles, smoking of tobacco products prohibited in vehicle with minor present

Bill Category: smoking in vehicles

Team Notes:

The bill prevents smoking with a minor present in a motor vehicle.

The bill does not currently include vapor products by definition

Last Action: Re-referred to Committee on County and Municipal Government (March 6, 2018)

Primary Sponsor: [Representative Chris Pringle \(R\)](#)

Committees:

[Health and Human Services \(Senate\)](#)

[Judiciary \(House\)](#)

AL - HB47 Tobacco, raise the age to purchase, possess, or use to 21 years

Bill Category: tobacco 21

Team Notes:

The bill increases the age to buy or sell tobacco products including alternative nicotine products from 19 to 21.

Last Action: Read for the first time and referred to the House of Representatives committee on Judiciary (January 9, 2018)

Primary Sponsor: [Representative Chris Pringle \(R\)](#)

Committee: [Judiciary \(House\)](#)

AZ - HB2109 tobacco possession; sale; age; signage.

Bill Category: tobacco 21

Team Notes:

- 1). Increases the age to vape and smoke from 18 to 21.
- 2). Defines vapor as a tobacco product.

Last Action: Second read in House. (January 22, 2018)

Primary Sponsor: [Representative Paul Boyer \(R\)](#)

Committees:

[Commerce \(House\)](#)

[Health \(House\)](#)

[Rules \(House\)](#)

AZ - SB1010 tobacco possession; sale; age; signage

Bill Category: tobacco 21, age restriction, indoor air ban

Team Notes:

- 1). The bill defines vapor products as a tobacco product.
- 2). The bill further increases the age to use any tobacco product to 21.
- 3). It also adds electronic smoking devices to the State's Indoor Air Ban statute
- 4). Finally, it specifies licensing requirements for retailers.

Last Action: Second read in Senate. (January 9, 2018)

Primary Sponsor: [Senator David C. Farnsworth \(R\)](#)

Committees:

[Health and Human Services \(Senate\)](#)

[Rules \(Senate\)](#)

[Commerce and Public Safety \(Senate\)](#)

CA - AB96 Budget Act of 2017.

Last Action: From committee: Filed with the Chief Clerk pursuant to Joint Rule 56. (February 1, 2018)

Primary Sponsor: [Assemblymember Philip Y. Ting \(D\)](#)

CA - AB725 State beaches and parks: smoking ban.

Last Action: Stricken from file. (January 12, 2018)

Primary Sponsor: [Assemblymember Marc Levine \(D\)](#)

CA - AB1003 California Community Health Fund.

Last Action: From committee: Filed with the Chief Clerk pursuant to Joint Rule 56. (February 1, 2018)

Primary Sponsor: [Assemblymember Richard Bloom \(D\)](#)

CA - AB1097 State beaches and parks: smoking ban.

Bill Category: public smoking ban

Team Notes:

- Prohibits the disposal of tobacco waste on beaches.

Last Action: In Senate. Read first time. To Com. on RLS. for assignment. (January 29, 2018)

Primary Sponsor: [Assemblymember Marc Levine \(D\)](#)

CA - AB1205 Los Angeles County Metropolitan Transportation Authority: contracting.

Last Action: From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on RLS. (March 5, 2018)

Primary Sponsor: [Assemblymember Sebastian Ridley-Thomas \(D\)](#)

CA - SB72 Budget Act of 2017.

Last Action: Returned to Secretary of Senate pursuant to Joint Rule 56. (February 1, 2018)

Primary Sponsor: [Senator Holly J. Mitchell \(D\)](#)

CA - SB386 State beaches and parks: smoking ban.

Last Action: Last day to consider Governor's veto pursuant to Joint Rule 58.5. (March 3, 2018)

Primary Sponsor: [Senator Steven M. Glazer \(D\)](#)

CA - SB719 STAKE Act: definitions.

Bill Category: taxation

Team Notes:

Vehicle Bill

Last Action: Returned to Secretary of Senate pursuant to Joint Rule 56. (February 1, 2018)

Primary Sponsor: [Senator Joel Anderson \(R\)](#)

CA - SB835 Parks: smoking ban.

Bill Category: public smoking ban

Team Notes:

Bans the disposal or tobacco use or waste in parks

Last Action: From committee with author's amendments. Read second time and amended. Re-referred to Com. on N.R. & W. (March 5, 2018)

Primary Sponsor: [Senator Steven M. Glazer \(D\)](#)

Scheduled Hearing:

[Natural Resources and Water \(Senate\)](#)

Date: March 13, 2018

Time: 11:30am (CDT)

Location: Room 112

CA - SB836 State beaches: smoking ban.

Bill Category: public smoking ban

Team Notes:

Bans smoking and disposal of tobacco products on state beaches.

Last Action: From committee with author's amendments. Read second time and amended. Re-referred to Com. on N.R. & W. (March 5, 2018)

Primary Sponsor: [Senator Steven M. Glazer \(D\)](#)

Scheduled Hearing:

[Natural Resources and Water \(Senate\)](#)

Date: March 13, 2018

Time: 11:30am (CDT)

Location: Room 112

CO - SB36 Relocate Title 24 Tobacco Sales Minors To Title 44

Last Action: Senate Considered House Amendments - Result was to Concur - Repass (March 6, 2018)

Primary Sponsor: [Senator Daniel Kagan \(D\)](#)

Committees:

[Judiciary \(House\)](#)

[Appropriations \(House\)](#)

[Judiciary \(Senate\)](#)

CO - SB139 Statewide Regulation Of Products With Nicotine

Bill Category: Licensure

Team Notes:

The bill creates a requirement for licensure to sell nicotine products. The bill prohibits the State from charging a fee for the license, but does implement a \$1,000 fine for selling nicotine products without a license.

Last Action: Senate Committee on Business, Labor, & Technology Postpone Indefinitely (February 21, 2018)

Primary Sponsor: [Senator John Cooke \(R\)](#)

Committee: [Business, Labor, & Technology \(Senate\)](#)

CT - HB5289 AN ACT CONCERNING THE DEPARTMENT OF PUBLIC HEALTH'S RECOMMENDATIONS REGARDING THE CLEAN INDOOR AIR ACT.

Bill Category: indoor air ban

Team Notes:

The bill makes recommendations on banning smoking in public housing
Last Action: Referred to Joint Committee on Public Health (February 28, 2018)
Primary Sponsor: [Public Health Committee](#)

CT - HB5293 AN ACT CONCERNING THE SALE OF ELECTRONIC NICOTINE DELIVERY SYSTEMS AND VAPOR PRODUCTS.

Bill Category: online sales ban

Team Notes:

The bill mirrors the online sales ban for tobacco products.
Last Action: Referred to Joint Committee on Public Health (February 28, 2018)
Primary Sponsor: [Public Health Committee](#)

CT - SB10 AN ACT CONCERNING REVENUE ITEMS TO IMPLEMENT THE GOVERNOR'S BUDGET.

Bill Category: taxation

Team Notes:

75% wholesale tax on vapor products.

Last Action: Public Hearing 03/02 (February 26, 2018)

Primary Sponsor: [Senator Martin M. Looney \(D\)](#)

CT - SB164 AN ACT RAISING THE LEGAL AGE TO PURCHASE TOBACCO TO TWENTY-ONE.

Bill Category: tobacco 21

Team Notes:

The bill includes vapor products. The bill also includes penalties for minor possession as well as a carve out for those who are currently 18 years of age.

Last Action: Referred to Joint Committee on Public Health (February 16, 2018)

Primary Sponsor: [Public Health Committee](#)

FL - HB627 Regulation of Smoking

Bill Category: public smoking ban

Team Notes:

Allows municipalities and counties to further restrict smoking in public places within their borders to be more strict than existing state law.

Last Action: Indefinitely postponed and withdrawn from consideration (March 10, 2018)

Primary Sponsor: [Representative Thad Altman \(R\)](#)

FL - HB797 Tobacco Products

Bill Category: online sales ban

Team Notes:

This is a defacto online sales ban. This bill only allows sales in direct face to face transactions.

The bill also defines vapor products as a tobacco product.

Last Action: Indefinitely postponed and withdrawn from consideration (March 10, 2018)

Primary Sponsor: [Representative Thad Altman \(R\)](#)

FL - HB1029 Tobacco Products

Bill Category: tobacco 21

Team Notes:

- 1). Defines Electronic Smoking Devices as a tobacco product.
- 2). Eliminates penalties for minor possession.
- 3). Prohibits sales of tobacco products to anyone under 21.

Last Action: Indefinitely postponed and withdrawn from consideration (March 10, 2018)

Primary Sponsor: [Representative Bill Hager \(R\)](#)

FL - SB562 Regulation of Smoking

Bill Category: public smoking ban

Team Notes:

This bill allows units of local government to further restrict smoking in public parks
Last Action: Indefinitely postponed and withdrawn from consideration (March 10, 2018)

Primary Sponsor: [Senator Debbie Mayfield \(R\)](#)

Committees:

[Community Affairs \(Senate\)](#)

[Health Policy \(Senate\)](#)

[Rules \(Senate\)](#)

FL - SB994 Tobacco Products

Bill Category: online sales ban

Team Notes:

- 1). This is a defacto online sales ban. This bill only allows sales in direct face to face transactions.
- 2). The bill also defines vapor products as a tobacco product.

Last Action: Died in Regulated Industries (March 10, 2018)

Primary Sponsor: [Senator Debbie Mayfield \(R\)](#)

Committees:

[Commerce and Tourism \(Senate\)](#)

[Regulated Industries \(Senate\)](#)

[Rules \(Senate\)](#)

FL - SB1288 Tobacco Products

Bill Category: tobacco 21

Team Notes:

- 1). Defines Electronic Smoking Devices as a tobacco product.
- 2). Eliminates penalties for minor possession.
- 3). Prohibits sales of tobacco products to anyone under 21.

Last Action: Indefinitely postponed and withdrawn from consideration (March 10, 2018)

Primary Sponsor: [Senator David Simmons \(R\)](#)

Committees:

[Commerce and Tourism \(Senate\)](#)

[Regulated Industries \(Senate\)](#)

[Rules \(Senate\)](#)

GA - HB877 Revenue and taxation; tax rate on modified risk tobacco products; lessen

Bill Category: modified risk tobacco product designation

Team Notes:

50% reduction tax for products that receive a modified risk tobacco product designation.

Last Action: House Third Reading Lost (February 28, 2018)

Primary Sponsor: [Representative Chad Nimmer \(R\)](#)

Committee: [Ways & Means \(House\)](#)

HI - HB61 Statewide Traffic Code; Smoking; Motor Vehicle; Minors

Bill Category : smoking in vehicles

Team Notes:

The bill prohibits smoking in while a minor under 18 is present in a vehicle. This includes vapor products

Last Action: Re-referred to HHS, TRN, JUD, referral sheet 1 (January 17, 2018)

Primary Sponsor: [Representative Bertrand Kobayashi \(D\)](#)

Committees:

[Judiciary \(House\)](#)

[Transportation \(House\)](#)

[Health & Human Services \(House\)](#)

HI - HB429 University of Hawaii; Smoking; Tobacco; Electronic Smoking Devices; Prohibition

Bill Category : indoor air ban

Last Action: Re-referred to HHS/LAB, HED, referral sheet 1 (January 17, 2018)

Primary Sponsor: [Representative Bertrand Kobayashi \(D\)](#)

Committees:

[Higher Education \(House\)](#)

[Labor & Public Employment \(House\)](#)

[Health & Human Services \(House\)](#)

HI - HB1495 Internet Marketing and Purchase of Cigarettes and Tobacco Product Act of 2017; Electronic Smoking Device; Remote Sale; Mail Order; Internet Sale

Bill Category: sales ban

Team Notes:

The bill bans remote sales to any entity that does not have a valid brick and mortar license. Thus, this bans remote sales to consumers.

Last Action: Re-referred to HHS, CPC, referral sheet 1 (January 17, 2018)

Primary Sponsor: [Representative Takashi Ohno \(D\)](#)

Committees:

[Consumer Protection & Commerce \(House\)](#)

[Health & Human Services \(House\)](#)

HI - HB1636 Tobacco; Taxes; Cigarette; Cigar; License

Last Action: Passed Second Reading as amended in HD 1 and referred to the committee(s) on FIN with Representative(s) Tupola voting aye with reservations; Representative(s) Quinlan voting no (1) and Representative(s) Souki excused (1). (February 14, 2018)

Primary Sponsor: [Representative John M. Mizuno \(D\)](#)

Committees:

[Finance \(House\)](#)

[Health & Human Services \(House\)](#)

HI - HB1696 Smoking; Prohibition on Sidewalks

Bill Category: indoor air ban

Last Action: Referred to HHS, JUD, referral sheet 3 (January 17, 2018)

Primary Sponsor: [Representative Takashi Ohno \(D\)](#)

Committees:

[Judiciary \(House\)](#)

[Health & Human Services \(House\)](#)

[HI - HB1907](#) Internet Marketing and Purchase of Cigarettes and Tobacco Products Act of 2018; Electronic Smoking Device; Remote Sale; Mail Order; Internet Sale

Bill Category : sales ban

Team Notes:

The bill bans remote sales to any entity that does not have a valid brick and mortar license. Thus, this bans remote sales to consumers.

Last Action: Report adopted. referred to the committee(s) on FIN as amended in HD 2 with Representative(s) Tupola, Ward voting aye with reservations; Representative(s) McDermott, Quinlan voting no (2) and Representative(s) Souki excused (1). (February 13, 2018)

Primary Sponsor: [Representative John M. Mizuno \(D\)](#)

Committees:

[Consumer Protection & Commerce \(House\)](#)

[Finance \(House\)](#)

[Health & Human Services \(House\)](#)

[HI - HB2158](#) Tobacco; Electronic Smoking Devices; Keiki Caucus; Retail Tobacco Permit

Bill Category: sales ban

Team Notes:

- 1). Prohibits the sale of tobacco or vapor products within 750 feet of a school, public park, or public housing complex.
- 2). There is a companion bill in the Senate.

Last Action: Passed Second Reading as amended in HD 1 and referred to the committee(s) on CPC with none voting aye with reservations; none voting no (0) and Representative(s) Har, McDermott, Souki, Tupola, Woodson excused (5). (February 9, 2018)

Primary Sponsor: [Representative Matthew S. LoPresti \(D\)](#)

Committees:

[Consumer Protection & Commerce \(House\)](#)

[Judiciary \(House\)](#)

[Health & Human Services \(House\)](#)

[HI - HB2356](#) Public Housing; State Low-income Housing; Elder or Elderly Housing; Smoking Prohibited

Bill Category: indoor air ban

Team Notes:

Prohibits smoking within 25 feet of the entrance and in low income and elderly housing

Last Action: Referred to HOU, CPH. (March 8, 2018)

Primary Sponsor: [Representative Scott K. Saiki \(D\)](#)

Committees:

[Housing \(House\)](#)

[Judiciary \(House\)](#)

[Commerce, Consumer Protection, and Health \(Senate\)](#)

[Housing \(Senate\)](#)

HI - HB2492 Electronic Smoking Devices; E-liquid; Tax; Permit; License

Bill Category: taxation, online sales ban

Team Notes:

- 1). Defines E-liquid as a tobacco product.
- 2). Bans online sales to consumers
- 3). Taxes e-liquids at the same rates as other tobacco products.

Last Action: Report adopted; referred to the committee(s) on FIN with none voting aye with reservations; Representative(s) McDermott, Quinlan voting no (2) and Representative(s) DeCoite, Ing, Nakamura, Onishi, Woodson excused (5). (February 16, 2018)

Primary Sponsor: [Representative Della Au Belatti \(D\)](#)

Committees:

[Consumer Protection & Commerce \(House\)](#)

[Finance \(House\)](#)

[Health & Human Services \(House\)](#)

HI - HB2535 Statewide Traffic Code; Smoking; Motor Vehicle; Minors

Bill Category: smoking in vehicles

Team Notes:

The bill prohibits smoking in while a minor under 18 is present in a vehicle. This includes vapor products

Last Action: Passed Second Reading as amended in HD 1 and referred to the committee(s) on JUD with Representative(s) Tupola voting aye with reservations; Representative(s) McDermott voting no (1) and Representative(s) Souki excused (1). (February 13, 2018)

Primary Sponsor: [Representative John M. Mizuno \(D\)](#)

Committees:

[Judiciary \(House\)](#)

[Health & Human Services \(House\)](#)

HI - HB2735 University of Hawaii; Smoking; Tobacco; Electronic Smoking Devices; Prohibition

Last Action: Passed Second Reading as amended in HD 1 and referred to the committee(s) on JUD with none voting aye with reservations; Representative(s) McDermott, Quinlan, Tupola voting no (3) and Representative(s) DeCoite, Ing, Nakamura, Onishi, Woodson excused (5). (February 16, 2018)

Primary Sponsor: [Representative John M. Mizuno \(D\)](#)

Committees:

[Higher Education \(House\)](#)

[Judiciary \(House\)](#)

[HI - HB2737](#) Electronic Smoking Devices; E-liquid; Tax; Permit; License

Bill Category: taxation, online sales ban

Team Notes:

- 1). Defines E-liquid as a tobacco product.
- 2). Bans online sales to consumers
- 3). Taxes e-liquids at the same rates as other tobacco products.

Last Action: Referred to HHS, CPC, FIN, referral sheet 9 (January 29, 2018)

Primary Sponsor: [Representative John M. Mizuno \(D\)](#)

Committees:

[Consumer Protection & Commerce \(House\)](#)

[Finance \(House\)](#)

[Health & Human Services \(House\)](#)

[HI - SB134](#) University of Hawaii; Smoking; Tobacco; Electronic Smoking Devices; Prohibition

Last Action: Re-referred to HHS/HED, LAB, referral sheet 1 (January 17, 2018)

Primary Sponsor: [Senator Kaiali'i Kahele \(D\)](#)

Committees:

[Higher Education \(House\)](#)

[Labor & Public Employment \(House\)](#)

[Health & Human Services \(House\)](#)

[HI - SB261](#) Statewide Traffic Code; Smoking; Motor Vehicle; Minors

Bill Category: smoking in vehicles

Team Notes:

The bill prohibits smoking in while a minor under 18 is present in a vehicle. This includes vapor products

Last Action: Re-referred to TRN/HHS, FIN, referral sheet 1 (January 17, 2018)

Primary Sponsor: [Senator Will Espero \(D\)](#)

Committees:

[Finance \(House\)](#)

[Transportation \(House\)](#)

[Health & Human Services \(House\)](#)

[HI - SB404](#) Electronic Smoking Devices; E-liquid; Tax; Permit; License

Bill Category: taxation

Team Notes:

- 1). Requires all vapor retailers to have a tobacco license.
- 2). Creates a 70% wholesale tax on vapor products at the distribution level.

Last Action: Re-referred to HHS/CPC, FIN, referral sheet 1 (January 17, 2018)

Primary Sponsor: [Senator Rosalyn H. Baker \(D\)](#)

Committees:

[Consumer Protection & Commerce \(House\)](#)

[Finance \(House\)](#)

[Health & Human Services \(House\)](#)

HI - SB1019 University of Hawaii; Smoking; Tobacco; Electronic Smoking

Bill Category : indoor air ban

Team Notes:

The bill expands the indoor air ban to include the University of Hawaii

Last Action: Re-Referred to HRE/CPH, JDC. (January 17, 2018)

Primary Sponsor: [Senator Ronald D. Kouchi \(D\)](#)

Committees:

[Higher Education \(Senate\)](#)

[Commerce, Consumer Protection, and Health \(Senate\)](#)

[Judiciary \(Senate\)](#)

HI - SB2001 Smoking; Sidewalks

Bill Category: indoor air ban

Last Action: Referred to CPH, JDC. (January 19, 2018)

Primary Sponsor: [Senator Karl Rhoads \(D\)](#)

Committees:

[Commerce, Consumer Protection, and Health \(Senate\)](#)

[Judiciary \(Senate\)](#)

HI - SB2200 Statewide Traffic Code; Smoking; Motor Vehicle; Minors

Bill Category: smoking in vehicles

Team Notes:

The bill prohibits smoking in while a minor under 18 is present in a vehicle. This includes vapor products

Last Action: Report adopted; Passed Second Reading and referred to JDC/WAM. (February 16, 2018)

Primary Sponsor: [Senator Rosalyn H. Baker \(D\)](#)

Committees:

[Ways and Means \(Senate\)](#)

[Commerce, Consumer Protection, and Health \(Senate\)](#)

[Transportation and Energy \(Senate\)](#)

[Judiciary \(Senate\)](#)

HI - SB2209 Tobacco; Taxes; Cigarette; Cigar; License

Bill Category: taxation

Team Notes:

1). Increases the tax on other tobacco products from 70% of wholesale price to 80% of wholesale price.

2). The bill additionally does not directly define vapor products as other tobacco products.

Last Action: Referred to CPH, WAM. (January 22, 2018)

Primary Sponsor: [Senator Josh Green \(D\)](#)

Committees:

[Ways and Means \(Senate\)](#)

[Commerce, Consumer Protection, and Health \(Senate\)](#)

HI - SB2304 Tobacco; Electronic Smoking Devices; Tobacco Retailer Buffer Zones; Keiki Caucus

Bill Category: sales ban

Team Notes:

- 1). Prohibits the sale of a tobacco or vapor product within 750 feet of a school or park.

Last Action: Referred to HHS, CPC, JUD, referral sheet 35 (March 8, 2018)

Primary Sponsor: [Senator Karl Rhoads \(D\)](#)

Committees:

[Consumer Protection & Commerce \(House\)](#)

[Judiciary \(House\)](#)

[Ways and Means \(Senate\)](#)

[Health & Human Services \(House\)](#)

HI - SB2423 Public Housing; State Low-income Housing; Elder or Elderly Housing; Expansion of Smoking Prohibition

Last Action: Report adopted; Passed Second Reading and referred to JDC. (February 2, 2018)

Primary Sponsor: [Senator Will Espero \(D\)](#)

Committees:

[Human Services \(Senate\)](#)

[Housing \(Senate\)](#)

[Judiciary \(Senate\)](#)

HI - SB2654 Unlawful Shipment and Transport of Tobacco Products; Electronic Smoking Devices; E-liquid; Tax; Permit; License

Bill Category: taxation, online sales ban

Team Notes:

- 1). Defines E-liquid as a tobacco product.
- 2). Bans online sales to consumers
- 3). Taxes e-liquids at the same rates as other tobacco products.

Last Action: Referred to HHS, CPC, FIN, referral sheet 36 (March 8, 2018)

Primary Sponsor: [Senator Rosalyn H. Baker \(D\)](#)

Committees:

[Consumer Protection & Commerce \(House\)](#)

[Finance \(House\)](#)

[Ways and Means \(Senate\)](#)

[Commerce, Consumer Protection, and Health \(Senate\)](#)

[Health & Human Services \(House\)](#)

HI - SB2783 Public Housing; State Low-income Housing; Elder or Elderly Housing; Smoking Prohibited

Team Notes:

The bill adds vapor products to the state's indoor air ban, by adding vapor to the definition of smoking.
Last Action: Bill scheduled to be heard by HSG on Tuesday, 03-13-18 10:00AM in House conference room 423. (March 9, 2018)

Primary Sponsor: [Senator Ronald D. Kouchi \(D\)](#)

Committees:

[Housing \(House\)](#)

[Judiciary \(House\)](#)

Scheduled Hearing:

[Housing \(House\)](#)

Date: March 13, 2018

Time: 3:00pm (CDT)

Location:

Conference Room 423 State Capitol 415 South Beretania Street

HI - SB3004 University of Hawaii; Smoking; Tobacco; Electronic Smoking Devices; Prohibition

Bill Category: indoor air ban

Team Notes:

The bill expands the indoor air ban to include the University of Hawaii
Last Action: Report adopted; Passed Second Reading and referred to WAM. (February 16, 2018)
Primary Sponsor: [Senator Michelle N. Kidani \(D\)](#)

Committees:

[Higher Education \(Senate\)](#)

[Ways and Means \(Senate\)](#)

[Commerce, Consumer Protection, and Health \(Senate\)](#)

[Labor \(Senate\)](#)

IA - HF2339 By Taylor, R. A bill for an act relating to cigarettes, tobacco products, alternative nicotine products, and vapor products, including taxation of such products.

Bill Category: taxation

Team Notes:

Creates a 67% wholesale tax on vapor products and alternative nicotine products.
Last Action: Introduced, referred to Human Resources. (February 13, 2018)

IA - SF2097 By Feenstra A bill for an act relating to the legal age relating to the purchase, possession, or use of tobacco, tobacco products, alternative nicotine products, vapor products, and cigarettes, and including effective date and applicability provisions.

Bill Category: tobacco 21

Team Notes:

1). Prohibits sales of tobacco products, vapor products, or alternative nicotine products to anyone under the age of 21.

2). Note: The bill grandfathers in any person who is at before January 1, 2019.

3). The bill also prohibits possession and use by anyone under the age of 21.

Last Action: Subcommittee: Chapman, Feenstra, and Petersen. (January 25, 2018)

ID - S1255 Tobacco, age of possession

Bill Category: tobacco 21

Team Notes:

The bill includes vapor products

Last Action: Reported Printed; referred to State Affairs (February 1, 2018)

Primary Sponsor: [STATE AFFAIRS COMMITTEE](#)

IL - HB3208 TOBACCO PRODUCTS-UNDER 21

Bill Category: tobacco 21

Team Notes:

1). Prohibits the sale of tobacco products to anyone under 21.

2). The bill DOES NOT prohibit possession of anyone under 21.

3). The bill defines vapor products as a tobacco product

Last Action: Assigned to Health & Healthcare Disparities Committee (January 31, 2018)

Primary Sponsor: [Representative Melissa Conyears \(D\)](#)

Committees:

[Consumer Protection \(House\)](#)

[Rules \(House\)](#)

[Health & Healthcare Disparities \(House\)](#)

IL - HB3877 VAPOR PRODUCTS

Bill Category: state vapor initiative

Team Notes:

The bill licenses vapor retailers in the State of Illinois. The bill does not affect mixed retail locations that sell both vapor and tobacco products. These locations would still be required to attain a tobacco retailer license under state law.

Last Action: Placed on Calendar Order of 3rd Reading - Short Debate (March 6, 2018)

Primary Sponsor: [Representative Kathleen Willis \(D\)](#)

Committees:

[Rules \(House\)](#)

[Business & Occupational Licenses \(House\)](#)

[Business Licenses \(House\)](#)

IL - HB4297 TOBACCO PRODUCTS-UNDER 21

Bill Category: tobacco 21

Team Notes:

The bill does the following:

- 1). Increases the age to purchase vapor and tobacco from 18 to 21.
- 2). Defines vapor products and e-cigarettes as a tobacco product.
- 3). Removes all penalties for minor possession or use.

Last Action: House Floor Amendment No. 1 Fiscal Note Filed as Amended (March 7, 2018)

Primary Sponsor: [Representative Camille Y. Lilly \(D\)](#)

Committees:

[Rules \(House\)](#)

[Health & Healthcare Disparities \(House\)](#)

IL - HB4555 TOBACCO PRODUCT DISPLAY-CANDY

Bill Category: candy & tobacco products

Team Notes:

The bill prohibits the sale of candy within five feet of where tobacco products are sold

Last Action: Referred to Rules Committee (February 6, 2018)

Primary Sponsor: [Representative Sonya M. Harper \(D\)](#)

Committee: [Rules \(House\)](#)

IL - SB2332 TOBACCO PRODUCTS-UNDER 21

Bill Category : tobacco 21

Team Notes:

The bill does the following:

- 1). Increases the age to purchase vapor and tobacco from 18 to 21.
- 2). Defines vapor products and e-cigarettes as a tobacco product.
- 3). Removes all penalties for minor possession or use.

Last Action: Placed on Calendar Order of 3rd Reading February 21, 2018 (February 20, 2018)

Primary Sponsor: [Senator Julie A. Morrison \(D\)](#)

Committees:

[Assignments \(Senate\)](#)

[Public Health \(Senate\)](#)

IL - SB2514 SMOKE FREE IL-CIVIL PENALTIES

Bill Category: indoor air ban

Team Notes:

The bill changes the term fine in the act to civil penalty.

Last Action: Senate Floor Amendment No. 1 Be Approved for Consideration Assignments (March 1, 2018)

Primary Sponsor: [Senator John G. Mulroe \(D\)](#)

Committees:

[Assignments \(Senate\)](#)

[Criminal Law \(Senate\)](#)

IN - HB1187 E-liquids taxes.

Bill Category: taxation

Team Notes:

10-cent per milliliter tax on e-liquids.

Last Action: First reading: referred to Committee on Ways and Means (January 9, 2018)

Primary Sponsor: [Representative Sheila Klinker \(D\)](#)

IN - HB1380 Tobacco products purchasing age.

Bill Category: tobacco 21

Team Notes:

The bill increases the age to smoke and vape from 18 to 21.

The bill also increases the current cigarette tax and diverts money to specific funds.

Last Action: Referred to the Committee on Ways and Means pursuant to House Rule 127 (January 30, 2018)

Primary Sponsor: [Representative Charlie Brown \(D\)](#)

IN - HB1381 Smoking prohibition exemptions.

Bill Category: indoor air ban

Team Notes:

The bill removes exceptions to the Indiana Clean Indoor Air law.

Last Action: First reading: referred to Committee on Public Health (January 16, 2018)

Primary Sponsor: [Representative Charlie Brown \(D\)](#)

KS - HB2231 Increasing rates of tax of cigarettes and tobacco products; establishing the cigarette and tobacco products cessation fund.

Bill Category: Taxation

Team Notes:

The bill imposes a 55% floor tax on tobacco products as of July 1, 2017 and imposes a 65% wholesale tax on other tobacco products.

Last Action: Hearing: Thursday, March 15, 2018, 03:30 PM Room 346-S (March 15, 2018)

Primary Sponsor: [Committee on Taxation](#)

Committee: [Taxation \(House\)](#)

Scheduled Hearing:

[Taxation \(House\)](#)

Date: March 15, 2018

Time: 3:30pm (CDT)

Location: 346-S

KS - SB376 Increasing the rates of taxation of cigarettes and tobacco products; establishing the cigarette and tobacco product cessation fund.

Bill Category: taxation

Team Notes:

The bill increases the tax on distributors of tobacco products from 10% to 65%. The bill does not specifically adjust the previously amended 5% vapor tax.

Last Action: Referred to Committee on Assessment and Taxation (February 6, 2018)

Primary Sponsor: [Committee on Public Health and Welfare](#)

KY - HB29 AN ACT relating to taxation.

Bill Category: taxation

Team Notes:

- 1). Defines e-cigarettes/vapor products as a tobacco product.
- 2). Creates a 40% floor tax.
- 3). Establishes a 40% tax at the distributor level.

Last Action: To Appropriations & Revenue (January 2, 2018)

Primary Sponsor: [Representative Jim Wayne \(D\)](#)

KY - HB318 AN ACT prohibiting tobacco use on school property.

Bill Category: school ban

Team Notes:

Includes vapor products.

Last Action: To Education (February 8, 2018)

Primary Sponsor: [Representative Kimberly Poore Moser \(R\)](#)

KY - HB339 AN ACT relating to taxation of tobacco and making an appropriation therefor.

Bill Category: taxation

Team Notes:

This provides an additional 40% wholesale surcharge tax on vapor products to make public pension payments.

Last Action: To Appropriations & Revenue (February 12, 2018)

Primary Sponsor: [Representative James Kay \(D\)](#)

KY - SB29 AN ACT relating to tobacco-related illnesses and making an appropriation therefor.

Bill Category: taxation, health care fund

Team Notes:

The bill does the following:

- 1). Creates a Health Care Assessment to be funded by tobacco taxes
- 2). Defines vapor products as a tobacco product
- 3). Adds a \$1 dollar per unit tax to vapor products to pay for the health care assessment which is to prevent smoking.

Last Action: To Appropriations & Revenue (January 3, 2018)

Primary Sponsor: [Senator Stephen Meredith \(R\)](#)

KY - SB51 AN ACT prohibiting tobacco use on school property.

Bill Category: school ban

Team Notes:

- 1). Bans tobacco use in K-12 schools.
- 2). Includes vapor products in the definition of tobacco products

Last Action: To Education (January 4, 2018)

Primary Sponsor: [Senator Ralph Alvarado \(R\)](#)

KY - SB93 AN ACT relating to the sale of tobacco products.

Bill Category: local government regulation

Team Notes:

The bill allows Home Rule.

The bill expressly allows a city or county to regulate the use, display, and distribution of vapor or tobacco products.

Last Action: To State & Local Government (January 19, 2018)

Primary Sponsor: [Senator Julie Raque Adams \(R\)](#)

LA - HB56 TOBACCO/TOBACCO PRODUCTS: Provides relative to the signs displayed at the point of purchase of any tobacco, alternative nicotine, or vapor product

Bill Category: signage

Team Notes:

Increases the font for tobacco sales to minors warning notices

Last Action: First appeared in the Interim Calendar on 2/9/2018. (February 9, 2018)

Primary Sponsor: [Representative Frank A. Hoffmann \(R\)](#)

LA - HB239 TOBACCO/TOBACCO PRODUCTS: Provides relative to definition of vapor products

Bill Category: vapor products definition

Team Notes:

Includes non-nicotine products

Last Action: Under the rules, provisionally referred to the Committee on Judiciary. (February 28, 2018)

Primary Sponsor: [Representative Vincent J. Pierre \(D\)](#)

MA - H835 An Act requiring child-resistant packaging of liquid nicotine containers

Bill Category: child proof packaging

Team Notes:

Applies to refillable cartridges, but not pre-filled cartridges.

Last Action: Accompanied a new draft, see H4109 (January 11, 2018)

Primary Sponsor: [Representative Jonathan Hecht \(D\)](#)

Committees:

[Judiciary \(Joint\)](#)

[Public Health \(Joint\)](#)

MA - H1180 An Act prohibiting the sale of electronic cigarettes to persons under the age of 18

Bill Category: tobacco 21

Team Notes:

- 1). Replaced by H4109.
- 2). This is tobacco 21 legislation.

Last Action: Accompanied a new draft, see H4109 (January 11, 2018)

Primary Sponsor: [Representative Hannah Kane \(R\)](#)

Committee: [Public Health \(Joint\)](#)

MA - H1217 An Act modernizing tobacco control and protecting the health of minors

Bill Category : tobacco 21, school ban, health care institution ban

Team Notes:

- 1). Defines vapor products as tobacco products.
- 2). Creates a school ban & Health care institution ban.
- 3). Indoor Air ban by definition.
- 4). Allows the Public Health to regulate retailers

Last Action: Accompanied a new draft, see H4109 (January 11, 2018)

Primary Sponsor: [Representative Jeffrey Sánchez \(D\)](#)

Committee: [Public Health \(Joint\)](#)

MA - H1527 An Act to direct tobacco tax revenues to reduce tobacco use and its harms

Last Action: Accompanied a study order, see H4244 (February 22, 2018)

Primary Sponsor: [Representative Danielle Gregoire \(D\)](#)

Committee: [Revenue \(Joint\)](#)

MA - H2455 An Act restricting the sale of tobacco products at health care institutions

Bill Category: health care institution ban

Team Notes:

The bill bans sales in health care institutions.

The bill also defines vapor products as tobacco products

Last Action: Accompanied a new draft, see H4109 (January 11, 2018)

Primary Sponsor: [Representative Sean Garballey \(D\)](#)

Committee: [Public Health \(Joint\)](#)

MA - H2864 An Act to protect youth from the health risks of tobacco and nicotine addiction

Bill Category: tobacco 21, health care institution ban, school ban

Team Notes:

The bill does the following:

- 1). Defines vapor products as tobacco products.
- 2). Defines vaping as smoking.
- 3). Increase the age to vape or smoke from 18 to 21.

Last Action: Accompanied a new draft, see H4109 (January 11, 2018)

Committees:

[Education \(Joint\)](#)

[Public Health \(Joint\)](#)

[MA - H4109](#) An Act to protect youth from the health risks of tobacco and nicotine addiction

Bill Category: tobacco 21

Team Notes:

- 1). Defines Vapor as a tobacco product and smoking
- 2). Restricts the sale or use of vapor products to anyone under 21.

Last Action: Committee recommended bill ought to pass and referred to the committee on House Ways and Means (February 7, 2018)

Committees:

[Ways and Means \(House\)](#)

[Health Care Financing \(Joint\)](#)

[Public Health \(Joint\)](#)

[MA - H4244](#) House study order

Bill Category: Tobacco 21

Team Notes:

The commit will review broad tobacco 21 provisions which will include raising the age to vape from 18 to 21, banning product sales in pharmacies, and other restrictions

Last Action: Reported, in part, by H2636 (February 22, 2018)

Committees:

[Rules \(House\)](#)

[Revenue \(Joint\)](#)

[MD - HB47](#) Electronic Nicotine Delivery Systems Licenses – Modifications

Bill Category: state vapor association initiative

Team Notes:

The bill repeals the online sales ban.

Last Action: Hearing 3/22 at 1:00 p.m. (March 7, 2018)

Primary Sponsor: [Delegate Sally Jameson \(D\)](#)

Committees:

[Finance \(Senate\)](#)

[Economic Matters \(House\)](#)

Scheduled Hearing:

[Finance \(Senate\)](#)

Date: March 22, 2018

Time: 12:00pm (CDT)

Location: 3 East Miller Senate Building, 11 Bladen Street, Annapolis, MD 21401-1991

[MD - HB953](#) Tobacco Products - Minimum Age and Civil Fines

Bill Category: tobacco 21

Team Notes:

- 1). Defines vapor products as tobacco products
- 2). prohibits the sale of tobacco products, including vapor products to anyone under the Age of 21.

Last Action: Hearing 2/28 at 1:00 p.m. (Economic Matters) (February 9, 2018)

Primary Sponsor: [Delegate Marice Morales \(D\)](#)

Committees:

[Economic Matters \(House\)](#)

[Health and Government Operations \(House\)](#)

MD - HB1094 Distribution of Electronic Cigarettes to Minors - Prohibition and Penalties

Bill Category: minor possession

Team Notes:

Clarifies existing law that minor possession penalties also apply to vapor products

Last Action: Hearing 2/28 at 1:00 p.m. (February 9, 2018)

Primary Sponsor: [Delegate Samuel I. Rosenberg \(D\)](#)

Committee: [Economic Matters \(House\)](#)

MD - SB90 Electronic Nicotine Delivery Systems Licenses – Modifications

Bill Category: state vapor association initiative

Team Notes:

The bill repeals the online sales ban.

Last Action: First Reading Economic Matters (February 2, 2018)

Primary Sponsor: [Senator Thomas M. Middleton \(D\)](#)

Committees:

[Finance \(Senate\)](#)

[Economic Matters \(House\)](#)

MD - SB456 Tobacco Products - Minimum Age and Civil Fines

Bill Category: tobacco 21

Team Notes:

- 1). Defines vapor products as tobacco products
- 2). prohibits the sale of tobacco products, including vapor products to anyone under the Age of 21.

Last Action: Hearing 2/15 at 1:00 p.m. (January 31, 2018)

Primary Sponsor: [Senator Delores G. Kelley \(D\)](#)

Committee: [Finance \(Senate\)](#)

MO - HB1855 Repeals a provision preempting political subdivisions from passing any tax increase on cigarettes or tobacco

Bill Category: preemption repeal

Team Notes:

Repeals Home Rule Pre-emption in the State of Missouri on taxes on cigarettes or tobacco taxes.

Last Action: Referred: Ways and Means (February 28, 2018)

Primary Sponsor: [Representative Curtis Trent \(R\)](#)

MS - HB123 Smoking; prohibit in motor vehicle with child passenger under age six.

Bill Category: smoking in vehicles

Team Notes:

The bill does not include vapor products

Last Action: Died In Committee (January 30, 2018)

Primary Sponsor: [Representative John W. Hines, Sr. \(D\)](#)

MS - HB140 Mississippi Tobacco Minimum Legal Sale Age of 21 Act; create.

Bill Category: tobacco 21

Team Notes:

- 1). Defines electronic smoking device as a tobacco product
- 2). Prohibits the sale and possession of tobacco products to anyone under 21.

Last Action: Died In Committee (January 30, 2018)

Primary Sponsor: [Representative Bryant W. Clark \(D\)](#)

MS - HB142 Smoke-free Air Act of 2018; create.

Bill Category: indoor air ban

Team Notes:

- 1). Creates a State Clean Indoor Air Act.
- 2). The bill includes vapor products.

Last Action: Died In Committee (January 30, 2018)

Primary Sponsor: [Representative Bryant W. Clark \(D\)](#)

MS - HB835 Tobacco products; revise minimum age to purchase and revise fines for violations.

Bill Category: tobacco 21

Team Notes:

The bill includes vapor products by definition of alternative nicotine products

Last Action: Died In Committee (January 30, 2018)

Primary Sponsor: [Representative Deborah Butler Dixon \(D\)](#)

MS - SB2701 Cigarette excise tax; increase to be dedicated to the annual Medicaid program deficit and tobacco cessation program.

Bill Category: taxation

Team Notes:

The bill increases the cigarette tax only to fund the Medicaid program. We should watch of the addition of other tobacco products similar to other states.

Last Action: Died In Committee (February 21, 2018)

Primary Sponsor: [Senator Brice Wiggins \(R\)](#)

Committees:

[Finance \(Senate\)](#)

[Medicaid \(Senate\)](#)

[NE - LB73](#) Prohibit the sale or transfer to or use by persons under twenty-one years of age of tobacco, vapor products, and alternative nicotine products

Bill Category: tobacco 21

Team Notes:

The bill increases the age to vape or smoke to 21.

Last Action: Title printed. Carryover bill (January 3, 2018)

Primary Sponsor: [Senator Merv Riepe](#)

Committee: [General Affairs \(Legislature\)](#)

[NE - LB312](#) Change and eliminate revenue and taxation provisions

Bill Category: taxation

Team Notes:

Increases sales tax on tobacco products.

The bill does not include vapor products in the definition.

Last Action: Title printed. Carryover bill (January 3, 2018)

Primary Sponsor: [Senator Tom Briese](#)

Committee: [Revenue \(Legislature\)](#)

[NE - LB438](#) Increase cigarette and tobacco taxes as prescribed and provide for the distribution of funds

Bill Category: taxation

Team Notes:

1). Creates a 65% increase in the tax of cigarettes to fund certain healthcare costs.

Last Action: Title printed. Carryover bill (January 3, 2018)

Primary Sponsor: [Senator Sara Howard](#)

Committee: [Revenue \(Legislature\)](#)

[NE - LB1117](#) Change certain cigarette and tobacco products tax rates

Bill Category: taxation

Team Notes:

1). Increases the taxes on all tobacco products.

2). The bill increases the tax on other tobacco products from 20% to 40%.

3). The bill does not, however, include vapor products in the definition of other tobacco products.

Last Action: Notice of hearing for February 15, 2018 (February 7, 2018)

Primary Sponsor: [Senator Sue Crawford](#)

Committee: [Revenue \(Legislature\)](#)

[NH - HB1812](#) Regulating certain vapor products.

Bill Category: labeling

Team Notes:

1). E-liquids labels to list all ingredients in the same manner as food label. Violation is a Class B Felony.

2). E-liquids may not contain diacetyl or other hazardous chemicals.

Last Action: Inexpedient to Legislate: MA VV 03/06/2018 (March 6, 2018)

Primary Sponsor: [Representative Ellen Read \(D\)](#)

Committee: [Commerce and Consumer Affairs \(House\)](#)

NH - SB545 Increasing the age for sales and possession of tobacco products.

Bill Category: tobacco 21

Team Notes:

The bill defines tobacco product as anything that is defined as a tobacco product under the Food, Drug & Cosmetic Act.

Last Action: Pending Motion Ought to Pass; 02/15/2018; SJ 4 (February 15, 2018)

Primary Sponsor: [Senator David Watters \(D\)](#)

Committee: [Health and Human Services \(Senate\)](#)

NJ - A375 Establishes "Fund to Prevent Use of Tobacco and Electronic Smoking Devices"; supports activities to prevent use and promote awareness of associated health conditions.

Last Action: Introduced, Referred to Assembly Health and Senior Services Committee (January 9, 2018)

Primary Sponsor: [Assemblymember Angelica M. Jimenez \(D\)](#)

NJ - A1579 Increases wholesale sales and use tax rate on tobacco products, changes tax base, and requires licenses to conduct business in tobacco products.

Bill Category: Taxation

Team Notes:

The bill increases the wholesale tax from 30% to 68%. The bill does not specifically include vapor products.

Last Action: Introduced, Referred to Assembly Health and Senior Services Committee (January 9, 2018)

Primary Sponsor: [Assemblymember Herb Conaway Jr. \(D\)](#)

NJ - A1586 Imposes a wholesale sales tax on electronic cigarettes and similar nicotine delivery products, changes tax base and requires licenses to conduct business in tobacco products.

Bill Category: taxation

Team Notes:

1). Defines electronic cigarettes as a tobacco product.

2). Taxes vapor products at 75% wholesale cost.

Last Action: Introduced, Referred to Assembly Health and Senior Services Committee (January 9, 2018)

Primary Sponsor: [Assemblymember Herb Conaway Jr. \(D\)](#)

NJ - A1601 Requires licensure for manufacturers, distributors, wholesale dealers, and retail dealers of electronic smoking devices and related products.

Bill Category: licensure

Team Notes:

Requires retailers of vapor products to be licensed in the same manner as tobacco retailers.

Last Action: Reported out of Assembly Comm. with Amendments, 2nd Reading (January 29, 2018)

Primary Sponsor: [Assemblymember Herb Conaway Jr. \(D\)](#)

NJ - A1703 Prohibits smoking at public parks and beaches.

Bill Category: indoor air ban

Last Action: Introduced, Referred to Assembly Tourism, Gaming and the Arts Committee (January 9, 2018)

Primary Sponsor: [Assemblymember Valerie Vainieri Huttle \(D\)](#)

NJ - A1723 Prohibits sale of tobacco products and electronic smoking devices at pharmacies.

Bill Category: sales ban

Last Action: Introduced, Referred to Assembly Health and Senior Services Committee (January 9, 2018)

Primary Sponsor: [Assemblymember Valerie Vainieri Huttle \(D\)](#)

NJ - A2081 Permits vapor lounges for use of electronic smoking devices to be opened under certain circumstances.

Last Action: Introduced, Referred to Assembly Commerce and Economic Development Committee (January 9, 2018)

Primary Sponsor: [Assemblymember Joseph A. Lagana \(D\)](#)

NJ - A2185 Prohibits sale of menthol cigarettes.

Bill Category: flavor ban

Team Notes:

The bill bans menthol flavored cigarettes only. Monitor for language to expand flavor ban to other products.

Last Action: Reported and Referred to Assembly Appropriations Committee (January 29, 2018)

Primary Sponsor: [Assemblymember Herb Conaway Jr. \(D\)](#)

NJ - A3178 Prohibits sale or distribution of flavored electronic smoking devices and related products.

Bill Category: flavor ban

Team Notes:

Creates flavor ban for vapor products only.

Defines characterizing flavors and any smoke or vapor emanating from that device or product, imparts a distinguishable flavor, taste, or aroma prior to or during consumption, including, but not limited to, any fruit, chocolate, vanilla, honey, candy, cocoa, dessert, alcoholic beverage, herb, or spice flavoring

Last Action: Introduced, Referred to Assembly Health and Senior Services Committee (February 8, 2018)

Primary Sponsor: [Assemblymember Herb Conaway Jr. \(D\)](#)

NJ - A3181 Prohibits use of coupons, price rebates, and price reduction promotions in sales of tobacco and vapor products.

Bill Category: coupon ban

Last Action: Introduced, Referred to Assembly Health and Senior Services Committee (February 8, 2018)

Primary Sponsor: [Assemblymember Herb Conaway Jr. \(D\)](#)

NJ - S903 Prohibits smoking at State-owned beaches.

Bill Category: indoor air ban

Team Notes:

Prohibits lighted tobacco products on state-owned beaches.

Last Action: Introduced in the Senate, Referred to Senate Health, Human Services and Senior Citizens Committee (January 16, 2018)

Primary Sponsor: [Senator James W. Holzapfel \(R\)](#)

NJ - S992 Prohibits sale of tobacco products and electronic smoking devices at pharmacies.

Last Action: Introduced in the Senate, Referred to Senate Health, Human Services and Senior Citizens Committee (January 16, 2018)

Primary Sponsor: [Senator Joseph F. Vitale \(D\)](#)

NJ - S1056 Revises "New Jersey Smoke-Free Air Act" to prohibit smoking at public beaches and parks.

Bill Category: indoor air ban

Team Notes:

- 1). The bill included parks and beaches in the states indoor air ban.
- 2). The existing act includes vapor products.

Last Action: Introduced in the Senate, Referred to Senate Health, Human Services and Senior Citizens Committee (January 22, 2018)

Primary Sponsor: [Senator Stephen M. Sweeney \(D\)](#)

NJ - S1184 Increases wholesale sales and use tax rate on tobacco products, imposes tax on electronic cigarettes and similar nicotine delivery products, changes tax base, and requires licenses to conduct business in tobacco products.

Bill Category: taxation

Team Notes:

- 1). Defines vapor as a tobacco product
- 2). Increases the tax on tobacco products (including vapor products) from 30% to 68%

Last Action: Introduced in the Senate, Referred to Senate Health, Human Services and Senior Citizens Committee (January 25, 2018)

Primary Sponsor: [Senator Joseph F. Vitale \(D\)](#)

NJ - S1186 Increases tobacco products wholesale sales and use tax rates to be on par with tax rate imposed on cigarettes under cigarette tax; dedicates revenue for smoking and tobacco use cessation programs.

Bill Category: taxation

Team Notes:

- 1). Increases the wholesale tax rate on tobacco products from 30% of wholesale to 90% of wholesale price.
- 2). The bill does not currently include vapor, but could be amended to include vapor products in the definition of tobacco products.

Last Action: Introduced in the Senate, Referred to Senate Health, Human Services and Senior Citizens Committee (January 25, 2018)

Primary Sponsor: [Senator Joseph F. Vitale \(D\)](#)

NJ - S1235 Prohibits smoking at public parks and beaches.

Bill Category: indoor air ban

Last Action: Introduced in the Senate, Referred to Senate Health, Human Services and Senior Citizens Committee (January 25, 2018)

Primary Sponsor: [Senator Shirley K. Turner \(D\)](#)

NJ - S1647 Prohibits use of coupons, price rebates, and price reduction promotions in sales of tobacco and vapor products.

Bill Category: coupon ban

Last Action: Introduced in the Senate, Referred to Senate Health, Human Services and Senior Citizens Committee (February 5, 2018)

Primary Sponsor: [Senator Patrick J. Diegnan Jr. \(D\)](#)

NJ - S1947 Prohibits sale of menthol cigarettes.

Bill Category: flavor ban

Team Notes:

Menthol cigarette ban

Last Action: Introduced in the Senate, Referred to Senate Health, Human Services and Senior Citizens Committee (February 22, 2018)

Primary Sponsor: [Senator Joseph F. Vitale \(D\)](#)

NJ - S1949 Requires licensure for manufacturers, distributors, wholesale dealers, and retail dealers of electronic smoking devices and related products.

Bill Category: licensure

Team Notes:

Requires retailers of vapor products to be licensed in the same manner as tobacco retailers.

Last Action: Introduced in the Senate, Referred to Senate Commerce Committee (February 22, 2018)

Primary Sponsor: [Senator Joseph F. Vitale \(D\)](#)

NM - HB232 CIGARETTE TAX RAISE & DISTRIBUTION

Bill Category: taxation

Team Notes:

- 1). Defines vapor products as a tobacco product.
- 2). Imposes a 76% wholesale tax on tobacco products.

Last Action: Legislative Day: 3Calendar Day: 01/26/2018Not Printed (January 26, 2018)

Primary Sponsor: [Representative Elizabeth "Liz" Thomson \(D\)](#)

NM - SB25 INCREASE CIGARETTE & E-CIGARETTE TAXES

Bill Category: taxation

Team Notes:

- 1). Creates a 76% wholesale tax on vapor products.
- 2). Defines vapor products as a tobacco product.

Last Action: Legislative Day: 7Calendar Day: 01/25/2018SEC: Reported by committee with Do Pass recommendation (December 18, 2017)

Primary Sponsor: [Senator Howie C. Morales \(D\)](#)

NM - SB60 NO E-CIGARETTE PRODUCTS TO MINORS

Bill Category: tobacco 21

Team Notes:

This includes defining vapor products as a tobacco product

Last Action: Legislative Day: 2Calendar Day: 01/17/2018Sent to SCC - Referrals: SCC/SPAC/SJC (January 4, 2018)

Primary Sponsor: [Senator Cisco McSorley \(D\)](#)

NY - A273 Increases the age to purchase tobacco products from 18 years old to 21 years old

Bill Category: tobacco 21

Last Action: Referred To Codes (January 3, 2018)

Primary Sponsor: [Assemblymember Linda Rosenthal](#)

Committees:

[Codes \(Assembly\)](#)

[Health \(Assembly\)](#)

NY - A277 Prohibits the sale of flavored tobacco products

Bill Category: flavor ban

Last Action: Referred To Codes (January 3, 2018)

Primary Sponsor: [Assemblymember Amy Paulin](#)

Committees:

[Codes \(Assembly\)](#)

[Health \(Assembly\)](#)

NY - A325 Prohibits the sale or provision of any quantity of electronic liquid used to refill an electronic cigarette or cartridge

Bill Category: open system ban

Team Notes:

- 1). The bill creates an open systems ban.
- 2). Allows the department of public health to create an exemption for in-state manufacturers.

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Assemblymember Linda Rosenthal](#)

Committee: [Health \(Assembly\)](#)

NY - A330 Prohibits smoking within 100 feet of the entrances or exits of any public library

Bill Category: indoor air ban

Last Action: Print Number 330b (March 8, 2018)

Primary Sponsor: [Assemblymember Jeffrey Dinowitz](#)

Committees:

[Codes \(Assembly\)](#)

[Health \(Assembly\)](#)

NY - A390 Establishes a temporary task force on black market cigarettes

Bill Category: task force

Team Notes:

Tobacco product smuggling and theft task force

Last Action: Referred To Governmental Operations (January 3, 2018)

Primary Sponsor: [Assemblymember Aileen Gunther](#)

Committee: [Governmental Operations \(Assembly\)](#)

NY - A397 Relates to smoking restrictions in child care facilities

Bill Category: indoor air ban

Last Action: Reported Referred To Codes (January 23, 2018)

Primary Sponsor: [Assemblymember Aileen Gunther](#)

Committees:

[Codes \(Assembly\)](#)

[Health \(Assembly\)](#)

NY - A430 Prohibits the sale of tobacco products at vending stands or in vending machines in state buildings

Bill Category: sales ban

Last Action: Referred To Governmental Operations (January 3, 2018)

Primary Sponsor: [Assemblymember Rodneyse Bichotte](#)

Committee: [Governmental Operations \(Assembly\)](#)

NY - A749 Prohibits the vaporization of nicotine within electronic cigarettes in certain areas; increases the purchasing age for tobacco products; evaluates health effects of e-cigarettes on public

Bill Category: tobacco 21, indoor air ban

Team Notes:

- 1). Adds vapor products to the indoor clean air laws of the state.
- 2). Increase the age to sale and use tobacco products to 21.
- 3). Defines vapor products as a tobacco product.

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Assemblymember Linda Rosenthal](#)

Committee: [Health \(Assembly\)](#)

NY - A837 Relates to prohibiting smoking in public parks and pedestrian plazas

Bill Category: indoor air ban

Last Action: Referred To Codes (January 3, 2018)

Primary Sponsor: [Assemblymember Jeffrey Dinowitz](#)

Committees:

[Codes \(Assembly\)](#)

[Health \(Assembly\)](#)

NY - A857 Prohibits smoking within fifty feet of all entrances to state office buildings and restricts smoking outside buildings with indoor smoking restrictions

Bill Category: indoor air ban

Last Action: Referred To Codes (January 3, 2018)

Primary Sponsor: [Assemblymember Kevin Cahill](#)

Committees:

[Codes \(Assembly\)](#)

[Health \(Assembly\)](#)

NY - A1117 Relates to the sale of tobacco products over the internet

Bill Category: online sales restrictions

Team Notes:

The bill requires a signed physical document stating that the purchaser is 18 years of age or older.

Last Action: Referred To Codes (January 3, 2018)

Primary Sponsor: [Assemblymember J. Gary Pretlow](#)

Committees:

[Codes \(Assembly\)](#)

[Health \(Assembly\)](#)

NY - A1138 Relates to the taxation of electronic cigarette cartridges

Bill Category: taxation

Team Notes:

- 1). Classifies vapor products as tobacco products other than cigarettes for the purposes of taxation under New York law.
- 2). This does not create a separate category for vapor products.
- 3). The current rate is 75% of wholesale cost.
- 4). The companion bill is S1089

Last Action: Referred To Ways And Means (January 3, 2018)

Primary Sponsor: [Assemblymember Jeffrey Dinowitz](#)

Committee: [Ways and Means \(Assembly\)](#)

NY - A1514 Bans smoking in hotel and motel rooms

Bill Category: indoor air ban

Last Action: Referred To Codes (January 3, 2018)

Primary Sponsor: [Assemblymember Kenneth Zebrowski](#)

Committees:

[Codes \(Assembly\)](#)

[Health \(Assembly\)](#)

NY - A1939 Prohibits the advertisement of tobacco products and herbal cigarettes near schools

Bill Category: advertising ban

Team Notes:

The bill prevents advertising near schools. It does not specifically define vapor products as a tobacco product.

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Assemblymember J. Gary Pretlow](#)

Committee: [Health \(Assembly\)](#)

NY - A2103 Prohibits the use of coupons or use of a price reduction instrument to lower the price of certain tobacco products

Bill Category: coupon ban

Team Notes:

The bill bans the use of coupons for certain tobacco products.

This includes electronic cigarettes as defined.

Last Action: Referred To Codes (January 3, 2018)

Primary Sponsor: [Assemblymember Shelley Mayer](#)

Committees:

[Codes \(Assembly\)](#)

[Health \(Assembly\)](#)

NY - A2663 Amends certain definitions relating to tobacco products and changes the minimum pack sizes for tobacco products and the tax amount for tobacco products

Bill Category: taxation

Team Notes:

- 1). Creates a 95% wholesale tax.
- 2). The bill also reclassifies vapor products as other tobacco products.
- 3). This includes cartridges.

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Assemblymember Richard Gottfried](#)

Committee: [Health \(Assembly\)](#)

NY - A3559 Prohibits mass transit facilities in N.Y. city advertising the sale or use of tobacco products or alcohol

Bill Category: advertising restriction

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Assemblymember Felix Ortiz](#)

Committee: [Health \(Assembly\)](#)

NY - A3829 Makes the restrictions relating to smoking in public areas applicable to electronic cigarettes

Bill Category: indoor air ban

Team Notes:

Adds e-cigarettes to the definition of tobacco products as it relates to smoking bans.

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Assemblymember Linda Rosenthal](#)

Committee: [Health \(Assembly\)](#)

NY - A4197 Relates to candy and other food products packaged as tobacco products

Bill Category: candy cigarettes & tobacco products

Team Notes:

This bill prohibits the sale of any candy or food product designed to mimic a tobacco product.

Last Action: Referred To Consumer Affairs And Protection (January 3, 2018)

Primary Sponsor: [Assemblymember Joseph Lentol](#)

Committee: [Consumer Affairs and Protection \(Assembly\)](#)

NY - A4511 Relates to prohibiting smoking in and on the premises of public housing accommodations

Bill Category: indoor air ban

Last Action: Referred To Housing (January 3, 2018)

Primary Sponsor: [Assemblymember Felix Ortiz](#)

Committee: [Housing \(Assembly\)](#)

NY - A4722 Prohibits the erection or maintenance of billboards advertising alcohol or tobacco products within a one mile radius of schools or daycare centers

Bill Category: advertising restriction

Last Action: Referred To Economic Development (January 3, 2018)

Primary Sponsor: [Assemblymember Felix Ortiz](#)

NY - A5020 Authorizes the board of education of any school district in the state to enter into a contract for the sale of advertising space on school athletic fields

Bill Category: advertising restriction

Team Notes:

Authorizes the board of education of any school district in the state to enter into a contract for the sale of advertising space on school athletic fields

Last Action: Referred To Education (January 3, 2018)

Primary Sponsor: [Assemblymember Raymond Walter](#)

Committee: [Education \(Assembly\)](#)

NY - A5061 Bans smoking in adult care facilities

Bill Category : indoor air ban

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Assemblymember Kenneth Zebrowski](#)
Committee: [Health \(Assembly\)](#)

NY - A5096 Prohibits smoking in private passenger cars, vans or trucks where minors less than 14 years of age are passengers in such vehicles; penalties for violation

Bill Category : smoking in vehicles

Team Notes:

Prohibits smoking in vehicles, but does not include vapor products in the definition.

Last Action: Referred To Codes (January 3, 2018)

Primary Sponsor: [Assemblymember David Weprin](#)

Committees:

[Codes \(Assembly\)](#)

[Health \(Assembly\)](#)

[Rules \(Assembly\)](#)

NY - A6074 Allocates certain tax revenue to the tobacco use prevention and control program fund

Bill Category: taxation

Team Notes:

Diverts tobacco taxation to prevention funds.

Last Action: Referred To Ways And Means (January 3, 2018)

Primary Sponsor: [Assemblymember Marcos Crespo](#)

Committee: [Ways and Means \(Assembly\)](#)

NY - A6104 Makes it unlawful for a person under the age of 18 to possess tobacco products

Bill Category: minor possession

Team Notes:

- 1). Makes it unlawful for a person under the age of 18 to possess tobacco products
- 2). Provides for a fine not exceeding fifty dollars and/or completion of a tobacco awareness program.

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Assemblymember Steven Englebright](#)

Committee: [Health \(Assembly\)](#)

NY - A6956 Enacts the "tobacco-free pharmacies act"

Bill Category: sales ban

Team Notes:

Ban on sales by pharmacies

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Assemblymember Sandy Galef](#)

Committee: [Health \(Assembly\)](#)

NY - A7331 Prohibits the advertising of tobacco products on mass commuting vehicles receiving state aid or funding

Bill Category: advertising ban

Team Notes:

The bill bans advertising on public transit.

Last Action: Referred To Consumer Affairs And Protection (January 3, 2018)

Primary Sponsor: [Assemblymember Matthew Titone](#)

Committee: [Consumer Affairs and Protection \(Assembly\)](#)

NY - A7493 Requires electronic cigarette packaging to include a warning that the product may pose an explosion hazard

Bill Category: battery safety

Team Notes:

Requires notice on packaging that batteries may explode.

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Assemblymember Linda Rosenthal](#)

Committee: [Health \(Assembly\)](#)

NY - A7529 Increases the purchasing age for tobacco products from eighteen to nineteen

Bill Category: age restriction

Team Notes:

Increases Age to use tobacco products from 18 to 19 years of age

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Assemblymember Sandy Galef](#)

Committee: [Health \(Assembly\)](#)

NY - A8014 Relates to prohibiting the distribution without charge of electronic cigarettes to minors

Bill Category: age restriction

Team Notes:

The bill prevents sales to minors (anyone under 18 years of age without valid identification).

Last Action: Reported (February 6, 2018)

Primary Sponsor: [Assemblymember Linda Rosenthal](#)

Committees:

[Codes \(Assembly\)](#)

[Health \(Assembly\)](#)

NY - A8359 Relates to penalties for violations relating to the sale of cigarettes and tobacco products

Bill Category: sales restriction

Team Notes:

Increases penalties for sales to minors.

Last Action: Referred To Economic Development (January 3, 2018)

Primary Sponsor: [Assemblymember Steven Cymbrowitz](#)

NY - A8688 Relates to prohibiting the sale and distribution of flavored e-liquid for use in e-cigarettes

Bill Category: flavor ban

Team Notes:

- 1). The bill bans flavored e-liquids.
- 2). It also bans certain characterizations including candy and chocolate flavors.

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Assemblymember Linda Rosenthal](#)

Committee: [Health \(Assembly\)](#)

NY - A9790 Requires retailers to obtain a permit to sell vapor products

Bill Category: licensure

NY - S157 Amends certain definitions relating to tobacco products and changes the minimum pack sizes for tobacco products and the tax amount for tobacco products

Bill Category: taxation

Team Notes:

- 1). Creates a 95% wholesale tax.
- 2). Defines Vapor products as a tobacco product

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Senator Gustavo Rivera](#)

Committee: [Health \(Senate\)](#)

NY - S169 Prohibits smoking within 100 feet of the entrances or exits of any public library

Bill Category: indoor air ban

Last Action: Amended On Third Reading 169a (February 27, 2018)

Primary Sponsor: [Senator Gustavo Rivera](#)

Committee: [Health \(Senate\)](#)

NY - S729 Makes the restrictions relating to smoking in public areas applicable to electronic cigarettes

Bill Category: indoor air ban

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Senator Patty Ritchie](#)

Committee: [Health \(Senate\)](#)

NY - S758 Prohibits the sale of flavored tobacco products

Bill Category: flavor ban

Team Notes:

- 1). Creates a ban for certain food and candy flavors, but excludes, menthol, tobacco or mint
- 2). Does not include vapor products by definition.

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Senator Patty Ritchie](#)

Committee: [Health \(Senate\)](#)

NY - S1089 Relates to the taxation of electronic cigarette cartridges

Bill Category: taxation

Team Notes:

- 1). Classifies vapor products as tobacco products other than cigarettes for the purposes of taxation under New York law.
- 2). This does not create a separate category for vapor products.
- 3). The current rate is 75% of wholesale cost. The companion bill is A1138

Last Action: Referred To Investigations And Government Operations (January 3, 2018)

Primary Sponsor: [Senator Gustavo Rivera](#)

Committee: [Investigations and Government Operations \(Senate\)](#)

NY - S1223 Relates to prohibiting the distribution without charge of electronic cigarettes to minors

Bill Category: sampling

Team Notes:

Prohibits sampling by minors.

Last Action: Referred To Codes (January 23, 2018)

Primary Sponsor: [Senator Fredrick J Akshar II](#)

Committees:

[Codes \(Assembly\)](#)

[Health \(Assembly\)](#)

[Health \(Senate\)](#)

NY - S2380 Relates to the use of an advanced system for securing tobacco taxes

Bill Category: taxation

Team Notes:

Diverts taxation funds to prevention funds.

Last Action: Referred To Investigations And Government Operations (January 3, 2018)

Primary Sponsor: [Senator Marisol Alcantara](#)

Committee: [Investigations and Government Operations \(Senate\)](#)

NY - S2678 Prohibits the vending machine sale of tobacco products within 350 feet of a school, church, synagogue or other place of worship

Bill Category: sales ban

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Senator Kevin S. Parker](#)

Committee: [Health \(Senate\)](#)

NY - S3978 Increases the age to purchase tobacco products from 18 years old to 21 years old

Bill Category: tobacco 21

Team Notes:

- 1). Increases the age to vape or smoke to 21.
- 2). Defines vapor products and liquid nicotine as a tobacco product.

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Senator Diane J. Savino](#)

Committees:

[Finance \(Senate\)](#)

[Health \(Senate\)](#)

NY - S4002 Requires coverage under medicaid and health insurance plans for treatment for smoking cessation

Bill Category: health care fund

Last Action: Referred To Insurance (January 3, 2018)

Primary Sponsor: [Senator Liz Krueger](#)

Committee: [Insurance \(Senate\)](#)

NY - S4496 Bans smoking in adult care facilities

Bill Category: indoor air ban

Last Action: 1st Report Cal.370 (February 6, 2018)

Primary Sponsor: [Senator David Carlucci](#)

Committee: [Health \(Senate\)](#)

NY - S4522 Prohibits the advertisement of tobacco products and herbal cigarettes near schools

Bill Category: advertising restriction

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Senator James Sanders Jr.](#)

Committee: [Health \(Senate\)](#)

NY - S4523 Enacts the "Smoke Free Parks Act of 2017"

Bill Category: indoor air ban

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Senator James Sanders Jr.](#)

Committee: [Health \(Senate\)](#)

NY - S4576 Prohibits the use of coupons or use of a price reduction instrument to lower the price of certain tobacco products

Bill Category: coupon ban

Team Notes:

- 1). The bill prohibits the use of coupons or use of a price reduction instrument to lower the price of certain tobacco products including vapor products.

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Senator David Carlucci](#)

Committee: [Health \(Senate\)](#)

NY - S4677 Relates to prohibiting the use of smokeless tobacco on school grounds

Bill Category: school ban

Team Notes:

Prohibiting the use of smokeless tobacco on school grounds.

Last Action: Referred To Education (January 3, 2018)

Primary Sponsor: [Senator James Sanders Jr.](#)

Committee: [Education \(Senate\)](#)

NY - S5209 Prohibits smoking in private passenger cars, vans or trucks where minors less than 14 years of age are passengers in such vehicles; penalties for violation

Bill Category: smoking in vehicles

Team Notes:

The bill prohibits smoking in a car with minors. The bill does not specifically include vapor products in the definition of smoking

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Senator Toby Ann Stavisky](#)

Committee: [Health \(Senate\)](#)

NY - S5210 Relates to prohibiting smoking in public parks and pedestrian plazas

Bill Category: indoor air ban

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Senator Toby Ann Stavisky](#)

Committee: [Health \(Senate\)](#)

NY - S5266 Relates to the low-cost and no-cost promotion of flavored electronic cigarettes

Bill Category: sampling

Team Notes:

- 1). Prohibits from samples with exceptions for certain events.
- 2). Prohibits the use of coupons to provide free samples.

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Senator Brad Hoylman](#)

Committee: [Health \(Senate\)](#)

NY - S5433 Enacts the "tobacco-free pharmacies act"

Bill Category: sales ban

Team Notes:

Ban on sales by pharmacies.

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Senator David Carlucci](#)

Committee: [Health \(Senate\)](#)

NY - S5590 Requires electronic cigarette packaging to include a warning that the product may pose an explosion hazard

Bill Category: battery safety

Team Notes:

Requires label on vapor product to indicate that the product may overheat or explode

Last Action: Referred To Health (January 3, 2018)

Primary Sponsor: [Senator Kemp Hannon](#)

Committee: [Health \(Senate\)](#)

NY - S6325 Relates to penalties for violations relating to the sale of cigarettes and tobacco products

Bill Category: sales restriction

Team Notes:

Increases penalties for sales to minors.

Last Action: Referred To Investigations And Government Operations (January 3, 2018)

Primary Sponsor: [Senator Martin J. Golden](#)

Committees:

[Investigations and Government Operations \(Senate\)](#)

[Rules \(Senate\)](#)

NY - S7335 Relates to a state tax on vapor products

Bill Category: taxation

Team Notes:

\$0.25 cents per fluid milliliter tax on vapor products.

Last Action: Referred To Health (January 8, 2018)

Primary Sponsor: [Senator David Carlucci](#)

Committee: [Health \(Senate\)](#)

NY - S7522 Relates to smoking restrictions in child care facilities

Bill Category: indoor air ban

Team Notes:

Prohibits smoking in areas where children are present.

Last Action: Referred To Health (January 19, 2018)

Primary Sponsor: [Senator Kemp Hannon](#)

Committee: [Health \(Senate\)](#)

NY - S7592 Requires retailers to obtain a permit to sell vapor products

Bill Category: licensure

Team Notes:

- 1). Requires a vapor retailer to attain a license from the State to operate.
- 2). The bill allows the state to promulgate rules on requirements for licensure.

Last Action: Referred To Consumer Protection (January 29, 2018)

Primary Sponsor: [Senator David Carlucci](#)

Committee: [Consumer Protection \(Senate\)](#)

OK - HB2969 Smoking; prohibiting smoking within fifty feet of entrance or exit of state building; effective date.

Bill Category: indoor air ban

Team Notes:

- 1). Prohibits smoking within 50 feet of an entrance to a state building.
- 2). The bill does not include vapor products or electronic cigarettes by definition.

Last Action: Second Reading referred to Rules (February 6, 2018)

Primary Sponsor: [Representative Avery Frix \(R\)](#)

RI - HB7299 AN ACT RELATING TO HEALTH AND SAFETY - PUBLIC HEALTH AND WORKPLACE SAFETY ACT (Provided that any law or regulations which prohibits or protects a person from exposure to second-hand smoke would include second-hand marijuana smoke or vapor.)

Bill Category: indoor air ban

Team Notes:

- The bill adds vapor products to the state's indoor air ban law.
- The bill also defines vaping as smoking.

Last Action: Introduced, referred to House H.E.W. (January 25, 2018)

Primary Sponsor: [Representative Grace Diaz \(D\)](#)

RI - HB7647 AN ACT RELATING TO CRIMINAL OFFENSES - CHILDREN (Prohibits the sale of tobacco products to anyone under twenty-one (21) years of age and includes electronic-nicotine delivery systems in the regulation of tobacco sales to underage individuals.)

Bill Category : tobacco 21

Team Notes:

- 1). Raises the age to purchase for all tobacco products including electronic nicotine delivery systems.
- 2). Removes minor possession penalties.
- 3). Requires licensure of electronic nicotine delivery system dealers.

Last Action: Introduced, referred to House Judiciary (February 15, 2018)

Primary Sponsor: [Representative Teresa Ann Tanzi \(D\)](#)

RI - SB2117 AN ACT RELATING TO TAXATION -- SALES AND USE TAXES--LIABILITY AND COMPUTATION (Adds electronic nicotine-delivery systems to the definition of "Tobacco" for tax purposes.)

Bill Category: taxation

Team Notes:

- 1). Defines electronic nicotine delivery systems as tobacco products for the purposes of sales and use tax in Rhode Island

Last Action: Introduced, referred to Senate Finance (January 23, 2018)

Primary Sponsor: [Senator Joshua Miller \(D\)](#)

RI - SB2228 AN ACT RELATING TO HEALTH AND SAFETY - PUBLIC HEALTH AND WORKPLACE SAFETY ACT (Amends the definitions of "smoking" and "retail tobacco store" to include electronic smoking devices, electronic nicotine delivery system products and other products that rely on vaporization or aerosolization.)

Bill Category: indoor air ban

Team Notes:

The bill adds vapor products to the definition of smoking and prohibits them from all indoor spaces.

Last Action: Committee recommended measure be held for further study (March 1, 2018)

Primary Sponsor: [Senator Dominick J. Ruggerio](#)

RI - SB2464 AN ACT RELATING TO CRIMINAL OFFENSES -- TOBACCO AND NICOTINE PRODUCTS -- CHILDREN (Provides certain restrictions on the sale of tobacco products, enhances the definition of "tobacco products", and raises the legal minimum age to purchase tobacco products and nicotine-delivery systems from 18 to 21 years of age.)

Bill Category: tobacco 21

Last Action: Introduced, referred to Senate Judiciary (February 15, 2018)

Primary Sponsor: [Senator Cynthia Armour Coyne](#)

SC - HB4855 Motor vehicles

Bill Category: smoking in vehicles

Team Notes:

The bill prohibits smoking in a vehicle with a minor. Defines smoking as including tobacco. Therefore the bill does not presently affect vapor products.

Last Action: Referred to Committee on Judiciary (February 7, 2018)

Primary Sponsor: [Representative Beth E. Bernstein \(D\)](#)

Committee: [Judiciary \(House\)](#)

SC - SB964 Motor vehicles

Bill Category: smoking in vehicles

Team Notes:

The bill prohibits smoking when a minor is in the vehicle. The bill defines smoking as use of a product containing tobacco. The bill does not specifically include vapor products.

Last Action: Referred to Committee on Transportation (February 6, 2018)

Primary Sponsor: [Senator Darrell Jackson \(D\)](#)

Committee: [Transportation \(Senate\)](#)

SD - HB1250 Revise certain provisions relating to the sale and possession of tobacco products.

Bill Category: tobacco 21

Team Notes:

Bill as introduced was Tobacco 21 legislation. The bill as amended does not affect vapor products

Last Action: House of Representatives Do Pass, Failed, YEAS 21, NAYS 45. H.J. 446 (February 14, 2018)

Primary Sponsor: [Representative Leslie J Heinemann \(R\)](#)

Committee: [Health and Human Services \(House\)](#)

SD - HB1274 Increase the tax on cigarettes and other tobacco products and to appropriate the revenues.

Bill Category: taxation

Team Notes:

- 1). Increases the tax on cigarettes and other tobacco products to fund certain programs.
- 2). Does not define vapor products as a tobacco product, but should be monitored.

Last Action: State Affairs Deferred to the 41st legislative day, Passed, YEAS 9, NAYS 4. H.J. 365 (February 7, 2018)

Primary Sponsor: [Representative G. Mark Mickelson \(R\)](#)

Committee: [State Affairs \(House\)](#)

SD - SB152 Revise certain provisions relating to the sale and possession of tobacco products.

Bill Category: tobacco 21

Team Notes:

The bill does not currently include vapor products.

Last Action: Withdrawn at the Request of the Prime Sponsor S.J. 270 (January 30, 2018)

Primary Sponsor: [Senator Alan Solano \(R\)](#)

TN - HB279 Local Government, General - As introduced, permits local authorities to regulate the use of tobacco products in public places, places of employment, and parks. - Amends TCA Section 39-17-1551.

Last Action: Placed on cal. Agriculture and Natural Resources Committee for 3/13/2018 (March 7, 2018)

Primary Sponsor: [Representative Cameron Sexton \(R\)](#)

Scheduled Hearing:

[Agriculture and Natural Resources \(House\)](#)

Date: March 13, 2018

Time: 10:30am (CDT)

Location: House Hearing Room II

TN - HB1706 Tobacco, Tobacco Products - As introduced, increases age restrictions for tobacco and vapor-related products from 18 years of age to 19 years of age. - Amends TCA Title 1, Chapter 3; Title 39; Title 47, Chapter 18, Part 20 and Title 68.

Bill Category: age to purchase increase

Team Notes:

The bill increases the age to buy tobacco and vapor products from 18 to 19.

Makes corresponding changes to minor possession statutes.

Last Action: Assigned to s/c Agriculture and Natural Resources Subcommittee (January 24, 2018)

Primary Sponsor: [Jernigan](#)

TN - HB1867 Public Health - As introduced, expands Non-Smoker Protection Act to include vaping. - Amends TCA Title 39, Chapter 17, Part 18.

Bill Category : indoor air ban

Team Notes:

The bill adds vapor products to the state's indoor air ban, by adding vapor to the definition of smoking.

Last Action: Taken off notice for cal in s/c Agriculture and Natural Resources Subcommittee of Agriculture and Natural Resources Committee (February 28, 2018)

Primary Sponsor: [Dunn](#)

TN - HB1932 Tobacco, Tobacco Products - As introduced, designates "hotels," "parks," "public property," "age-restricted venues," and "private clubs" as local government exemptions to state tobacco products preemption law; allows local governments to regulate the use of tobacco products in those areas. - Amends TCA Title 39, Chapter 15 and Title 39, Chapter 17.

Bill Category: preemption repeal

Team Notes:

The bill creates certain exceptions to the state's tobacco preemption law.

Last Action: Assigned to s/c Agriculture and Natural Resources Subcommittee (February 7, 2018)

Primary Sponsor: [Ramsey](#)

TN - HB2327 Tobacco, Tobacco Products - As introduced, designates "hotels", "parks", "public property", "age-restricted venues", and "private clubs" as local government exemptions to state tobacco products preemption law; allows local governments to regulate smoking in those areas. - Amends TCA Title 39, Chapter 15 and Title 39, Chapter 17.

Bill Category: preemption repeal

Team Notes:

The bill creates exceptions to the state's preemption law.

Last Action: Taken off notice for cal in s/c Agriculture and Natural Resources Subcommittee of Agriculture and Natural Resources Committee (February 28, 2018)

Primary Sponsor: [Ramsey](#)

TN - SB123 Tobacco, Tobacco Products - As introduced, authorizes Knox County and Knoxville to prohibit, by local ordinance, smoking on the grounds of any playground owned or operated by the local government. - Amends TCA Title 39, Chapter 17.

Bill Category : indoor air ban

Last Action: Rcvd. from S., held on H. desk. (February 26, 2018)

Primary Sponsor: [Senator Richard Briggs \(R\)](#)

TN - SB278 Local Government, General - As introduced, permits local authorities to regulate the use of tobacco products in public places, places of employment, and parks. - Amends TCA Section 39-17-1551.

Bill Category: indoor air ban

Last Action: Placed on Senate Commerce and Labor Committee calendar for 3/12/2018 (March 6, 2018)

Primary Sponsor: [Senator Jon Lundberg \(R\)](#)

Scheduled Hearing:

[Agriculture and Natural Resources \(House\)](#)

Date: March 13, 2018

Time: 10:30am (CDT)

Location: House Hearing Room II

TN - SB1636 Tobacco, Tobacco Products - As introduced, increases age restrictions for tobacco and vapor-related products from 18 years of age to 19 years of age. - Amends TCA Title 1, Chapter 3; Title 39; Title 47, Chapter 18, Part 20 and Title 68.

Bill Category: age to purchase increase

Team Notes:

The bill increases the age to buy tobacco and vapor products from 18 to 19.

Makes corresponding changes to minor possession statutes.

Last Action: Passed on Second Consideration, refer to Senate Commerce and Labor Committee (January 18, 2018)

Primary Sponsor: [Yarbro](#)

TN - SB1850 Public Health - As introduced, expands Non-Smoker Protection Act to include vaping. - Amends TCA Title 39, Chapter 17, Part 18.

Bill Category: indoor air ban

Team Notes:

The bill adds vapor products to the state's indoor air ban, by adding vapor to the definition of smoking.

Last Action: Passed on Second Consideration, refer to Senate Commerce and Labor Committee (January 29, 2018)

Primary Sponsor: [Haile](#)

TN - SB2525 Tobacco, Tobacco Products - As introduced, designates "hotels", "parks", "public property", "age-restricted venues", and "private clubs" as local government exemptions to state tobacco products preemption law; allows local governments to regulate smoking in those areas. - Amends TCA Title 39, Chapter 15 and Title 39, Chapter 17.

Bill Category : preemption repeal

Last Action: Assigned to General Subcommittee of Senate Commerce & Labor Committee (February 28, 2018)

Primary Sponsor: [Ketrone](#)

UT - HB88 Electronic Cigarette and Other Nicotine Product Amendments

Bill Category: licensure, taxation, labeling

Team Notes:

1). The bill allows the State department of public health to create labeling requirements and product quality standards for open systems.

2). The bill requires licensure of all vapor manufacturers, wholesalers, and retailers.

3). The bill also creates a new wholesale tax for vapor products of 29% of wholesale.

Last Action: House/ filed (March 8, 2018)

Primary Sponsor: [Representative Paul Ray \(R\)](#)

UT - HB155 Smoke and Tobacco Free Capitol Hill

Bill Category: indoor air ban

Team Notes:

The bill bans smoking or vaping at the capitol complex as well as additional state complexes.

Last Action: House/ filed (March 8, 2018)

Primary Sponsor: [Representative Bruce R. Cutler \(R\)](#)

UT - HB296 Tobacco Age Amendments

Bill Category: tobacco 21

Team Notes:

The bill applies to combustible tobacco and chewing tobacco. The bill does not directly reference vapor products.

Last Action: House/ filed (March 8, 2018)

Primary Sponsor: [Representative Steve Eliason \(R\)](#)

UT - HB324 Tobacco Regulations Amendments

Bill Category: licensure, zoning

Team Notes:

The bill makes zoning changes which grandfather in existing vape shops.

Last Action: House/ signed by Speaker/ sent for enrolling (March 8, 2018)

Primary Sponsor: [Representative Bradley G. Last \(R\)](#)

VA - HB794 Virginia Indoor Clean Air Act; smoking in public buildings prohibited, penalty.

Bill Category: indoor air ban

Team Notes:

The bill makes amendments to the state's Indoor Clean Air Act with regard to certain buildings owned or operated by the Commonwealth. The bill does not define vaping as smoking

Last Action: Left in General Laws (February 13, 2018)

Primary Sponsor: [Delegate Patrick A. Hope \(D\)](#)

Committee: [General Laws \(House\)](#)

VA - SB149 Outdoor amphitheater or concert venue; nonsmoking areas, penalty.

Bill Category: indoor air ban

Last Action: Conference report agreed to by Senate (24-Y 16-N) (March 10, 2018)

Primary Sponsor: [Senator John S. Edwards \(D\)](#)

Committees:

[General Laws \(House\)](#)

[Local Government \(Senate\)](#)

VA - SB303 Public schools; policy to prohibit tobacco products and nicotine vapor products.

Bill Category: school ban

Team Notes:

Requires school districts to adopt a policy to ban tobacco and vapor product use on school grounds.

Last Action: Passed by indefinitely in Education and Health (9-Y 6-N) (February 1, 2018)

Primary Sponsor: [Senator David W. Marsden \(D\)](#)

Committee: [Education and Health \(Senate\)](#)

VT - H706 An act relating to increasing the smoking age to 21 and raising taxes on cigarettes and other tobacco products

Bill Category: taxation, tobacco 21

Team Notes:

- 1). Defines vapor products (e-liquids) as "other tobacco product".
- 2). Increases the wholesale tax from 92% to 101% of the wholesale price.
- 3). Increases the age to purchase or use a tobacco product from 18 to 21.

Last Action: Read First Time and Referred to the Committee on Human Services (January 25, 2018)

Primary Sponsor: [Representative George W. Till \(D\)](#)

VT - H893 An act relating to authorizing towns to increase the smoking age to 21

Bill Category: preemption repeal

Team Notes:

Allows towns in Vermont to raise the age to smoke to 21

Last Action: Read First Time and Referred to the Committee on Government Operations (February 20, 2018)

Primary Sponsor: [Representative George W. Till \(D\)](#)

WA - HB1054 Concerning the age of individuals at which sale or distribution of tobacco and vapor products may be made.

Bill Category: tobacco 21

Last Action: By resolution, returned to House Rules Committee for third reading. (March 8, 2018)

Primary Sponsor: [Representative Paul Harris \(R\)](#)

WA - HB1261 Concerning the sale of tobacco products in open, unsecured displays.

Bill Category: sales restriction

Team Notes:

The bill limits the sale of vapor products to behind counter.

Last Action: By resolution, reintroduced and retained in present status. (January 8, 2018)

Primary Sponsor: [Representative Bill Jenkin \(R\)](#)

WA - HB2144 Concerning the taxation of vapor products.

Bill Category: taxation

Team Notes:

The bill includes vapor products in the definition of tobacco products

Last Action: By resolution, reintroduced and retained in present status. (January 8, 2018)

Primary Sponsor: [Representative Gerry Pollet \(D\)](#)

WA - HB2165 Concerning vapor products, e-cigarettes, and nicotine products taxation.

Bill Category: taxation

Team Notes:

- 1). Creates a 60% wholesale tax on vapor products.

- 2). Taxes vapor products at the point of distribution or entry into the State of Washington.
- 3). Taxes bundled transactions (vapor products and component parts when sold together).

Last Action: Referred to Appropriations. (January 26, 2018)

Primary Sponsor: [Representative Paul Harris \(R\)](#)

[WA - SB5025](#) Concerning the age of individuals at which sale or distribution of tobacco and vapor products may be made.

Bill Category: tobacco 21

Team Notes:

- 1). Increases the age to sale or use tobacco products from 18 to 21.
- 2). The bill defines vapor products.

Last Action: Public hearing in the Senate Committee on Labor & Commerce at 1:30 PM. (Committee Materials) (February 1, 2018)

Primary Sponsor: [Senator Mark Miloscia \(R\)](#)

[WA - SB5747](#) Addressing health care financing and development of a publicly sponsored integrated delivery system by creating the access for all trust.

Last Action: Public hearing in the Senate Committee on Health & Long-Term Care at 10:00 AM. (Committee Materials) (January 18, 2018)

Primary Sponsor: [Senator Bob Hasegawa \(D\)](#)

[WA - SB6048](#) Concerning the age of individuals at which sale or distribution of tobacco and vapor products may be made.

Bill Category: tobacco 21

Team Notes:

The bill includes increasing the age to vape from 18 to 21.

Last Action: Public hearing in the Senate Committee on Ways & Means at 3:30 PM. (Committee Materials) (February 22, 2018)

Primary Sponsor: [Senator Patty Kuderer \(D\)](#)

[WA - SB6605](#) Concerning the taxation of vapor products.

Bill Category: taxation

Team Notes:

The bill includes vapor products in the definition of tobacco products.

Last Action: First reading, referred to Ways & Means. (View Original Bill) (February 7, 2018)

Primary Sponsor: [Senator Kevin Ranker \(D\)](#)

[WI - AB225](#) Relating to: placement of cigarettes, nicotine products, or tobacco products by retailers and providing a penalty.

Bill Category: sales restriction

Team Notes:

This requires a retailer to sale vapor products only behind the counter.

Last Action: Representative Shankland added as a coauthor (February 22, 2018)

Primary Sponsor: [Representative Jeffrey Mursau \(R\)](#)

WI - SB307 Relating to: placement of cigarettes, nicotine products, or tobacco products by retailers and providing a penalty.

Bill Category: sales restriction

Team Notes:

This requires a retailer to sale vapor products only behind the counter.

Last Action: Public hearing held (December 20, 2017)

Primary Sponsor: [Senator Sheila Harsdorf \(R\)](#)

WV - HB2145 Repealing provision prohibiting employers from discriminating for use of tobacco products

Bill Category: other

Team Notes:

The bill repeals a provision which prevents employers from discriminating against the use of tobacco products.

Last Action: To House Health and Human Resources (January 10, 2018)

Primary Sponsor: [Representative Tom Fast \(R\)](#)

WV - HB2331 Raising the legal age for purchase of tobacco and tobacco products

Bill Category: tobacco 21

Team Notes:

The bill increases the age for sales of tobacco products, alternative nicotine products, and vapor products from 18 to 21. The bill makes conforming changes.

Last Action: To House Health and Human Resources (January 10, 2018)

Primary Sponsor: [Representative Larry L. Rowe \(D\)](#)

WV - HB4171 Prohibiting smoking in an enclosed motor vehicle when a child under the age of eight is present

Last Action: To House Health and Human Resources (January 17, 2018)

Primary Sponsor: [Representative Mike Pushkin \(D\)](#)

WV - HB4177 Prohibiting smoking of tobacco products in a motor vehicle while an individual sixteen years of age or less is present

Bill Category: smoking in vehicles

Team Notes:

- 1). Prohibits smoking any lighted tobacco product with a minor under 16 in the vehicle.
- 2). Lit tobacco product includes any product derived from tobacco.

Last Action: To House Health and Human Resources (January 18, 2018)

Primary Sponsor: [Representative Charlotte Lane \(R\)](#)

WV - SB13 Raising age to purchase tobacco and related products to 21

Bill Category: tobacco 21

Team Notes:

The bill increases the age for sales of tobacco products, alternative nicotine products, and vapor products from 18 to 21. The bill makes conforming changes.

Last Action: To Judiciary (January 10, 2018)

Primary Sponsor: [Senator Ron Stollings \(D\)](#)

Committee: [Judiciary \(Senate\)](#)

WV - SB61 Prohibiting smoking in motor vehicle when minor 16 years old or less is present

Bill Category: smoking in vehicles

Team Notes:

The bill prohibits smoking in a vehicle while a minor under 16 years old is present.

The bill only pertains to lit tobacco as defined. It does not specifically include vapor products.

Last Action: To Judiciary (February 14, 2018)

Primary Sponsor: [Senator Tom Takubo \(R\)](#)

Committee: [Judiciary \(Senate\)](#)

WV - SB534 Increasing penalty for tobacco-related offenses on public school property

Bill Category: school ban

Team Notes:

The bill defines e-cigarette separate and distinct from a vapor product. The definitions section further includes the term e-cigarette in the definition of vapor product. The bill does not define vapor as smoking, but instead defines e-cigarette as simulating the act of smoking.

Last Action: To House Judiciary (February 28, 2018)

Primary Sponsor: [Senator Corey Palumbo \(D\)](#)

Committees:

[Judiciary \(Senate\)](#)

[Judiciary \(House\)](#)