

Flavored tobacco policy restrictions

as of March 31, 2021

Truth Initiative's flavor policy database analyzes flavored tobacco product laws enacted by U.S. states, counties, cities, and towns. This database is updated quarterly. [The U.S. Food and Drug Administration \(FDA\) policy announced in January 2020](#) is not reflected in the database.

The 2009 Family Smoking Prevention and Tobacco Control Act (TCA) banned the sale of cigarettes with a characterizing flavor (e.g. fruit), but exempted menthol cigarettes and did not apply to flavored tobacco products like e-cigarettes, little cigars, hookah, and smokeless tobacco. The passage of the law gave the FDA the power to implement flavor-related product standards on other tobacco products, but the agency has so far not enacted any comprehensive policies. Flavors also play a big role in the youth e-cigarette epidemic — [97% of youth who vape use flavored products](#) — and while the [FDA issued a policy in January 2020](#), we believe the policy is deficient and has many regulatory gaps, including allowing menthol in all e-cigarettes as well as all flavors in open systems and disposable e-cigarette products. We chose not to include this FDA policy in this database and instead chose to highlight state and local policies. Implementing strong, local flavor policies that restrict the sale of all flavored tobacco products, including menthol, is an increasingly important tool in ensuring effective tobacco control efforts and protection of the most vulnerable populations. The TCA also includes a provision that allows states and localities across the country to implement their own sales restrictions on flavored tobacco products. These local actions address the regulatory gap and reduce the availability and appeal of flavored tobacco products to youth and young adults.

NATIONWIDE SUMMARY

336 U.S. jurisdictions have some type of Restriction on Flavored Tobacco Product Sales as of March 31, 2021:

- States= 7
- Full Counties= 5
- Unincorporated Counties= 14
- Cities= 146
- Towns= 160
- Tribes= 3
- Villages = 1

13 states have at least one jurisdiction with a Flavored Tobacco Sales Restriction as of March 31, 2021:

- California = 105
- Colorado = 5
- Georgia = 1
- Illinois = 2
- Massachusetts = 179[‡]
- Maine = 1[‡]
- Maryland = 2[‡]
- Minnesota = 20
- New Jersey = 5[‡]
- New York = 6[‡]
- Ohio = 2
- Rhode Island = 4[‡]
- Utah = 1[‡]

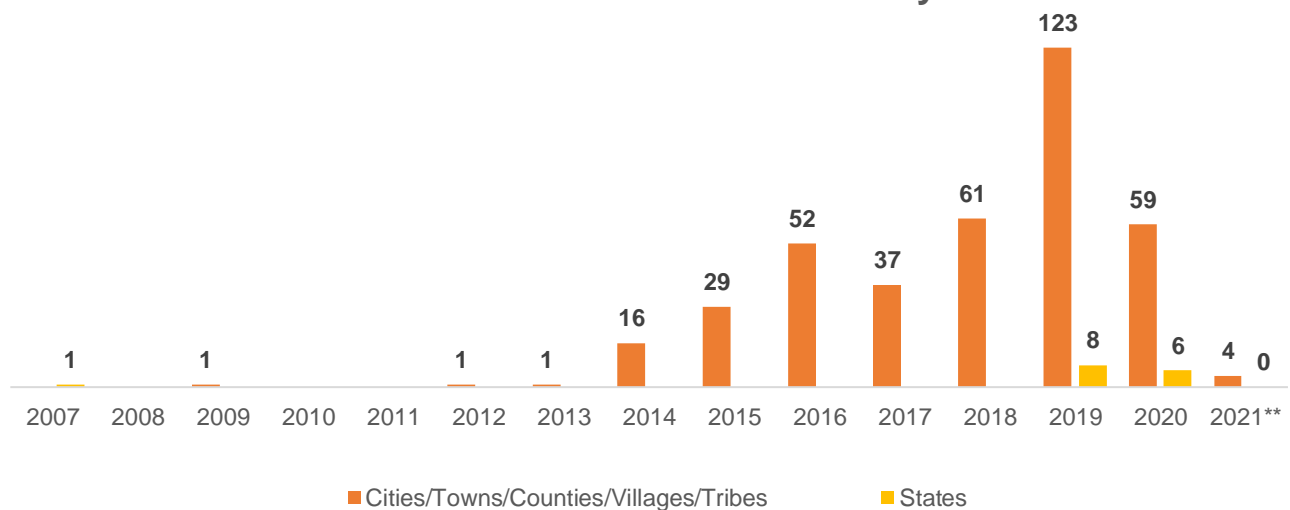
[‡] Includes statewide policies

3 Native American tribes have a Flavored Tobacco Sales Restriction as of March 31, 2021:

- Oglala Sioux Tribe[^]
- Turtle Mountain Band of Chippewa Indians Tribe[^]
- Saint Regis Mohawk Tribe

[^] Bans all e-cigarette products

Flavored Tobacco Policies Passed By Year



**Data through March 31, 2021

STATEWIDE POLICIES AS OF MARCH 31, 2021:

- **Maine (pop. 1.3 million):** prohibits sale of all flavored cigars except for premium cigars.
- **Maryland (pop. 6.2 million):** prohibits sale of all flavored cartridge-based and disposable e-cigarettes except for menthol.
- **Massachusetts (pop. 7.0 million):** prohibits sale of all flavored tobacco products except in smoking bars.[†]
- **New Jersey (pop. 9.3 million):** prohibits sale of all flavored vaping products.
- **New York (pop. 20.2 million):** prohibits sale of all flavored e-cigarettes, except those approved as part of an FDA premarket approval.
- **Rhode Island (pop. 1.1 million):** prohibits sale of all flavored e-cigarettes.
- **Utah (pop. 3.3 million):** prohibits sale of flavored e-cigarettes (except for menthol and mint) in non-retail tobacco specialty businesses.

[†] "Smoking bar" is an establishment that exclusively occupies an enclosed indoor space and is primarily engaged in the retail sale of tobacco products for consumption by customers on the premises.

JURISDICTIONS WITH PENDING LITIGATION AS OF MARCH 31, 2021:

- **California (pop. 39.6 million):** Implementation of the state's law restricting sales of flavored tobacco products is suspended due to the tobacco industry's success in bringing a referendum for vote by the state's voters on the next statewide ballot, currently scheduled for November 2022, though this date is subject to change.
- **Philadelphia, PA (pop. 1.6 million):** A preliminary injunction was granted against the city's prohibition of the sale of flavored cigars.

LOCALITIES

Comprehensive flavored tobacco policies are gaining momentum at the local and state level. In this report, we define comprehensive as policies that prohibit sales of ALL types of flavors across ALL products, including menthol/mint/wintergreen tobacco products, at all retailers, except for adult-only retailers and smoking bars.

115 jurisdictions have comprehensive policies as of March 31, 2021.

1. Adelanto, CA
2. Alameda City, CA
3. Alameda County, CA[§]
4. Benicia, CA
5. Berkeley, CA
6. Beverly Hills, CA
7. Burlingame, CA
8. Capitola, CA
9. Carpinteria, CA
10. Carson, CA
11. Contra Costa County, CA[§]
12. Corte Madera, CA
13. Cudahy, CA
14. Culver City, CA
15. Cupertino, CA
16. Davis, CA
17. Dublin, CA
18. East Palo Alto, CA
19. El Monte, CA
20. Fairfax, CA
21. Fremont, CA
22. Guadalupe, CA
23. Half Moon Bay, CA
24. Hayward, CA
25. Hermosa Beach, CA
26. Imperial Beach, CA
27. Lafayette, CA
28. Larkspur, CA
29. Livermore, CA
30. Los Angeles County, CA[§]
31. Los Gatos, CA
32. Mammoth Lakes, CA
33. **Manhattan Beach, CA**
34. Marin County, CA[§]
35. Maywood, CA
36. Mendocino County, CA
37. Menlo Park, CA
38. Mill Valley, CA
39. Mono County, CA
40. Oakland, CA
41. Oroville, CA
42. Oxnard, CA
43. Pacific Grove, CA
44. Palo Alto, CA
45. Paradise, CA
46. Pleasanton, CA
47. Portola Valley, CA
48. Redondo Beach, CA
49. Richmond, CA
50. Ross, CA
51. Sacramento, CA
52. San Anselmo, CA
53. San Carlos, CA
54. San Francisco, CA
55. San Mateo, CA
56. San Mateo County, CA[§]
57. San Pablo, CA
58. San Rafael, CA
59. Santa Barbara County, CA[§]
60. Santa Clara County, CA[§]
61. Santa Cruz, CA
62. Santa Cruz County, CA[§]
63. Santa Maria, CA
64. Sausalito, CA
65. Sebastopol, CA
66. Solana Beach, CA
67. South San Francisco, CA
68. Sunnyvale, CA
69. Tiburon, CA
70. Ventura, CA
71. Watsonville, CA
72. West Sacramento, CA
73. Woodland, CA
74. Yolo County, CA[§]
75. Aspen, CO
76. Carbondale, CO
77. Glenwood Springs, CO
78. Snowmass Village, CO
79. Massachusetts (state)
80. Acton, MA
81. Ashland, MA
82. Barnstable Town, MA
83. Boston, MA
84. Brookline, MA
85. Canton, MA
86. Chatham, MA
87. Dedham, MA
88. Framingham, MA
89. Hanover, MA
90. Harvard, MA
91. Harwich, MA
92. Hudson, MA
93. Longmeadow, MA
94. Malden, MA
95. Middleboro, MA
96. Needham, MA
97. Norfolk, MA
98. North Andover, MA
99. North Attleborough, MA
100. Norwood, MA
101. Sharon, MA
102. Somerville, MA
103. South Hadley, MA
104. Stoughton, MA
105. Swampscott, MA
106. Walpole, MA
107. Arden Hills, MN
108. Brown's Valley, MN
109. Edina, MN
110. Golden Valley, MN
111. Lilydale, MN

Source: Truth Initiative

112. Mendota Heights, MN

114. Wheaton, MN

113. Traverse County, MN

115. Manheim, NY

Policies highlighted in **green** are localities that either were passed between 1/1/2021 and 3/31/2021, have an existing policy that removed exemptions for menthol/mint/wintergreen flavored products between 1/1/2021 and 3/31/2021, or were updated retroactively upon further examination during the period 1/1/2021-3/31/2021, thus making the policy comprehensive.

Policies restricting all tobacco products is in **bold**.

§ Restriction applies to unincorporated part of county

The following jurisdictions prohibit sales of flavors such as fruit, candy, alcohol, or dessert, excluding tobacco flavor but do not include menthol flavors in bans. These jurisdictions differ in whether or not they include menthol/mint/wintergreen flavors across product types – for example in some jurisdictions the sale of menthol in e-cigarettes is not permitted, but menthol flavored cigarettes, cigars, and other products such as hookah are still sold.

As of March 31, 2021, in 204 **jurisdictions and three tribes**, menthol/mint/wintergreen flavored products are exempted:

- | | | |
|---|--------------------------------|--------------------------------|
| 1. Anderson, CA ●●● | 36. Ashburnham, MA ●●●● | 72. Fairhaven, MA ●●●● |
| 2. Arroyo Grande, CA ●●●● | 37. Ashby, MA ●●●● | 73. Fitchburg, MA ●●●● |
| 3. Auburn, CA ●● | 38. Athol, MA ●●●● | 74. Franklin Town, MA ●●●●● |
| 4. Burbank, CA ● | 39. Attleboro, MA ●●●● | 75. Gardner, MA ●●●● |
| 5. Calabasas, CA ●●●● | 40. Avon, MA ●●●● | 76. Gill, MA ●●●● |
| 6. Cerritos, CA ●●●● | 41. Ayer, MA ●●●● | 77. Gloucester, MA ●●●●● |
| 7. Cloverdale, CA ●●●● | 42. Bedford, MA ●●●● | 78. Grafton, MA ●●●● |
| 8. Danville, CA ●●●● | 43. Belmont, MA ●●●● | 79. Granby, MA ●●●● |
| 9. El Cerrito, CA ● | 44. Beverly, MA ●●●● | 80. Great Barrington, MA ●●●●● |
| 10. Encinitas, CA ● | 45. Billerica, MA ●●●● | 81. Greenfield Town, MA ●●●●● |
| 11. Laguna Niguel, CA ●●●● | 46. Blackstone, MA ●●●● | 82. Groton, MA ●●●● |
| 12. Loomis, CA ●●●● | 47. Bolton, MA ●●●● | 83. Hadley, MA ●●●● |
| 13. Morgan Hill, CA ● | 48. Braintree Town, MA ●●●●● | 84. Halifax, MA ●●●● |
| 14. Morro Bay, CA ●●●● | 49. Brewster, MA ●●●● | 85. Hamilton, MA ●●●● |
| 15. Napa, CA ●● | 50. Brockton, MA ●●●● | 86. Hatfield, MA ●●●● |
| 16. Novato, CA ●●●● | 51. Buckland, MA ●●●● | 87. Haverhill, MA ●●●● |
| 17. Palmdale, CA ●●●● | 52. Cambridge, MA ●●●● | 88. Heath, MA ●●●● |
| 18. Pinole, CA ● | 53. Carver, MA ●●●● | 89. Holbrook, MA ●●●● |
| 19. San Diego County, CA ● | 54. Charlemont, MA ●●●● | 90. Holden, MA ●●●● |
| 20. San Leandro, CA ● | 55. Charlton, MA ●●●● | 91. Holyoke, MA ●●●● |
| 21. San Luis Obispo, CA ●●●● | 56. Chelmsford, MA ●●●● | 92. Hopkinton, MA ●●●● |
| 22. San Luis Obispo County, CA
●●●● | 57. Chelsea, MA ●●●● | 93. Hull, MA ●●● |
| 23. Saratoga, CA ●●●● | 58. Clinton, MA ●●●● | 94. Ipswich, MA ●●●● |
| 24. Sonoma, CA ●●●● | 59. Cohasset, MA ●●●● | 95. Kingston, MA ●●●● |
| 25. Ventura County, CA ●●●● | 60. Concord, MA ●●●● | 96. Lancaster, MA ●●●● |
| 26. West Hollywood ● | 61. Conway, MA ●●●● | 97. Lanesborough, MA ●●●●● |
| 27. Windsor, CA ●●●● | 62. Danvers, MA ●●●● | 98. Lawrence, MA ●●●● |
| 28. Boulder, CO ●●●● | 63. Deerfield, MA ●●●● | 99. Lee, MA ●●●● |
| 29. Watkinsville, GA ●●●● | 64. Dracut, MA ●●●● | 100. Lenox, MA ●●●● |
| 30. River Forest, IL ●●●● | 65. Duxbury, MA ●●●● | 101. Leominster, MA ●●●● |
| 31. Adams, MA ●●●● | 66. East Longmeadow, MA ●●●● | 102. Leverett, MA ●●●● |
| 32. Agawam Town, MA ●●●● | 67. Easthampton Town, MA ●●●● | 103. Littleton, MA ●●●● |
| 33. Amherst, MA ●●●● | 68. Easton, MA ●●●● | 104. Lowell, MA ●●●● |
| 34. Andover, MA ●●●● | 69. Edgartown, MA ●●●● | 105. Ludlow, MA ●●●● |
| 35. Arlington, MA ●●●● | 70. Essex, MA ●●●● | 106. Lynn, MA ●●●● |
| | 71. Everett, MA ●●●● | 107. Lynnfield, MA ●●●● |

108. Marblehead, MA ●●●●
109. Marion, MA ●●●●
110. Marlborough, MA ●●●●
111. Marshfield, MA ●●●●
112. Mashpee, MA ●●●●
113. Maynard, MA ●●●●
114. Medfield, MA ●●●●
115. Medford, MA ●●●●
116. Melrose, MA ●●●●
117. Methuen Town, MA ●●●●
118. Middleton, MA ●●●●
119. Millis, MA ●●●●
120. Milton, MA ●●●●
121. Montague, MA ●●●●
122. Natick, MA ●●●●
123. Newburyport, MA ●●●●
124. Newton, MA ●●●●
125. North Adams, MA ●●●●
126. North Reading, MA ●●●●
127. Northampton, MA ●●●●
128. Norton, MA ●●●●
129. Norwell, MA ●●●●
130. Oak Bluffs, MA ●●●●
131. Orange, MA ●●●●
132. Orleans, MA ●●●●
133. Palmer Town, MA ●●●●
134. Peabody, MA ●●●●
135. Pittsfield, MA ●●●●
136. Provincetown, MA ●●●●
137. Reading, MA ●●●●
138. Rockport, MA ●●●●
139. Royalston, MA ●●●●
140. Salem, MA ●●●●
141. Sandwich, MA ●●●●
142. Saugus, MA ●●●●
143. Shelburne, MA ●●●●
144. Shrewsbury, MA ●●●●
145. Southampton, MA ●●●●
146. Spencer, MA ●●●●
147. Stockbridge, MA ●●●●
148. Stoneham, MA ●●●●
149. Stow, MA ●●●●
150. Sudbury, MA ●●●●
151. Sunderland, MA ●●●●
152. Templeton, MA ●●●●
153. Tewksbury, MA ●●●●
154. Tisbury, MA ●●●●
155. Topsfield, MA ●●●●
156. Townsend, MA ●●●●
157. Tyngsborough, MA ●●●●
158. Upton, MA ●●●●
159. Uxbridge, MA ●●●●
160. Wakefield, MA ●●●●
161. Wareham, MA ●●●●
162. Watertown, MA ●●●●
163. Webster, MA ●●●●
164. Wellfleet, MA ●●●●
165. West Boylston, MA ●●●●
166. Westborough, MA ●●●●
167. Westford, MA ●●●●
168. Westminster, MA ●●●●
169. Westwood, MA ●●●●
170. Whately, MA ●●●●
171. Wilbraham, MA ●●●●
172. Williamstown, MA ●●●●
173. Wilmington, MA ●●●●
174. Winchendon, MA ●●●●
175. Winchester, MA ●●●●
176. Winthrop Town, MA ●●●●
177. Worcester, MA ●●●●
178. Wrentham, MA ●●●●
179. Yarmouth, MA ●●●●
180. **Maryland (state)** ●●●●
181. **Montgomery County, MD** ●●●●
182. Maine (state) ●●●●
183. New Hope, MN ●●●●
184. Robbinsdale, MN ●●●●
185. Shoreview, MN ●●●●
186. St. Louis Park, MN ●●●●
187. **New Jersey (state)** ●●●●
188. **Hanover Township, NJ** ●●●●
189. **Jersey City, NJ** ●●●●
190. **Vineland, NJ** ●●●●
191. **Westfield, NJ** ●●●●
192. **New York (state)** ●●●●
193. **Hempstead, NY** ●●●●
194. **Nassau County, NY** ●●●●
195. New York, NY ●●●●
196. **Yonkers, NY** ●●●●
197. **Bexley, OH** ●●●●
198. **Toledo, OH** ●●●●
199. Central Falls, RI ●●●●
200. **Rhode Island (state)** ●●●●
201. Johnston, RI ●●●●
202. Providence, RI ●●●●
203. **Utah (state)** ●●●●
204. **Oglala Sioux Tribe** ●●●●
205. **Saint Regis Mohawk Tribe** ●●●●
206. **Turtle Mountain Band of Chippewa Indians Tribe** ●●●●

Flavored e-cigarette policies are in **bold italics**

● = exempts menthol cigarettes

● = exempts menthol e-cigarettes

● = exempts menthol cigars (includes premium cigars, cigars, little cigars, and cigarillos)

● = exempts other menthol tobacco products (i.e. pipe tobacco, hookah/waterpipe, smokeless tobacco, roll-your-own tobacco)

As stated above, the FDA's [January 2020 e-cigarette flavor policy](#) leaves regulatory gaps in favor of the tobacco industry. However, local and state jurisdictions have taken action to target e-cigarettes.

As of March 31, 2021, **43 jurisdictions and two tribes** have banned the sale of all e-cigarettes.

- Alameda County, CA
- Arroyo Grande, CA
- Benicia, CA
- Calabasas, CA
- Carpinteria, CA
- Carson, CA
- Cerritos, CA
- Contra Costa County, CA[§]
- Danville, CA
- Dublin, CA
- East Palo Alto, CA
- Hayward, CA
- Livermore, CA
- Los Altos, CA
- Los Gatos, CA
- Manhattan Beach, CA
- Menlo Park, CA
- Morgan Hill, CA
- Morro Bay, CA
- Palo Alto, CA
- Pleasanton, CA
- Richmond, CA
- San Luis Obispo, CA
- San Luis Obispo County, CA[§]
- San Mateo, CA
- San Mateo County, CA[§]
- Santa Clara County, CA[§]
- Saratoga, CA
- Sebastopol, CA
- South San Francisco, CA
- Watsonville, CA
- Bellingham, MA
- Blackstone, MA
- Dedham, MA
- Hull, MA
- Malden, MA
- Montgomery County, MD
- Brown's Valley, MN
- St. Louis Park, MN
- Traverse County, MN
- Wheaton, MN
- Hanover Township, NJ
- Hempstead, NY
- Oglala Sioux Tribe
- Turtle Mountain Band of Chippewa Indians Tribe

AREA INCLUSIONS AND RETAILER/VENUE EXEMPTIONS

Some jurisdictions include and/or exempt specific venues in their flavored tobacco restriction policies.

Jurisdictions with a restriction around schools:

- Chicago, IL
- Hempstead, NY
- Montgomery County, MD
- Westfield, NJ

Jurisdictions with a restriction around parks:

- Hempstead, NY
- Westfield, NJ

Jurisdictions with a restriction around playgrounds:

- Hempstead, NY

Jurisdictions with a restriction around libraries:

- Montgomery County, MD

Jurisdictions that exempt smoking/tobacco bars and/or e-cigarette establishments:

- | | | |
|--------------------------|--------------------------|--------------------------|
| 1. Burbank, CA | 27. Cambridge, MA | 53. Granby, MA |
| 2. Massachusetts (state) | 28. Carver, MA | 54. Great Barrington, MA |
| 3. Acton, MA | 29. Charlemont, MA | 55. Greenfield Town, MA |
| 4. Adams, MA | 30. Charlton, MA | 56. Groton, MA |
| 5. Agawam Town, MA | 31. Chelmsford, MA | 57. Hadley, MA |
| 6. Amherst, MA | 32. Chelsea, MA | 58. Halifax, MA |
| 7. Andover, MA | 33. Clinton, MA | 59. Hamilton, MA |
| 8. Arlington, MA | 34. Cohasset, MA | 60. Hanover, MA |
| 9. Ashburnham, MA | 35. Concord, MA | 61. Harvard, MA |
| 10. Ashby, MA | 36. Conway, MA | 62. Harwich, MA |
| 11. Ashland, MA | 37. Danvers, MA | 63. Hatfield, MA |
| 12. Athol, MA | 38. Deerfield, MA | 64. Haverhill, MA |
| 13. Attleboro, MA | 39. Dracut, MA | 65. Heath, MA |
| 14. Avon, MA | 40. Duxbury, MA | 66. Holbrook, MA |
| 15. Ayer, MA | 41. East Longmeadow, MA | 67. Holden, MA |
| 16. Barnstable Town, MA | 42. Easthampton Town, MA | 68. Holyoke, MA |
| 17. Bedford, MA | 43. Easton, MA | 69. Hopkinton, MA |
| 18. Belmont, MA | 44. Edgartown, MA | 70. Hudson, MA |
| 19. Beverly, MA | 45. Essex, MA | 71. Kingston, MA |
| 20. Billerica, MA | 46. Everett, MA | 72. Lancaster, MA |
| 21. Bolton, MA | 47. Fairhaven, MA | 73. Lanesborough, MA |
| 22. Boston, MA | 48. Fitchburg, MA | 74. Lawrence, MA |
| 23. Braintree Town, MA | 49. Gardner, MA | 75. Lee, MA |
| 24. Brewster, MA | 50. Gill, MA | 76. Lenox, MA |
| 25. Brockton, MA | 51. Gloucester, MA | 77. Leominster, MA |
| 26. Buckland, MA | 52. Grafton, MA | 78. Leverett, MA |

Source: Truth Initiative

79. Littleton, MA
80. Longmeadow, MA
81. Lowell, MA
82. Ludlow, MA
83. Lynn, MA
84. Lynnfield, MA
85. Malden, MA
86. Marblehead, MA
87. Marlborough, MA
88. Marshfield, MA
89. Mashpee, MA
90. Maynard, MA
91. Medfield, MA
92. Medford, MA
93. Melrose, MA
94. Methuen Town, MA
95. Middleboro, MA
96. Middleton, MA
97. Millis, MA
98. Milton, MA
99. Montague, MA
100. Natick, MA
101. Needham, MA
102. Newburyport, MA
103. Newton, MA
104. Norfolk, MA
105. North Adams, MA
106. North Andover, MA
107. North Reading, MA
108. Northampton, MA
109. Norton, MA
110. Norwell, MA
111. Oak Bluffs, MA
112. Orange, MA
113. Orleans, MA
114. Palmer Town, MA
115. Peabody, MA
116. Pittsfield, MA
117. Reading, MA
118. Rockport, MA
119. Royalston, MA
120. Salem, MA
121. Sandwich, MA
122. Saugus, MA
123. Sharon, MA
124. Shelburne, MA
125. Shrewsbury, MA
126. Somerville, MA
127. South Hadley, MA
128. Southampton, MA
129. Spencer, MA
130. Stockbridge, MA
131. Stoneham, MA
132. Stoughton, MA
133. Stow, MA
134. Sudbury, MA
135. Sunderland, MA
136. Templeton, MA
137. Tewksbury, MA
138. Topsfield, MA
139. Townsend, MA
140. Tyngsborough, MA
141. Upton, MA
142. Uxbridge, MA
143. Wakefield, MA
144. Walpole, MA
145. Wareham, MA
146. Watertown Town, MA
147. Wellfleet, MA
148. West Boylston, MA
149. Westborough, MA
150. Westford, MA
151. Westwood, MA
152. Whately, MA
153. Wilbraham, MA
154. Williamstown, MA
155. Wilmington, MA
156. Winchendon, MA
157. Winchester, MA
158. Winthrop Town, MA
159. Worcester, MA
160. Wrentham, MA
161. Yarmouth, MA
162. Westfield, NJ
163. Toledo, OH
164. Central Falls, RI
165. Johnston, RI
166. Providence, RI

Jurisdictions that exempt adult-only retailers, retail stores that primarily sell tobacco, or specialty retail establishments with a specified percent of tobacco revenue sales:

- Compton, CA ^b
- Culver City, CA ^b
- Los Altos, CA (60%) ^{b,c,d}
- Redondo Beach, CA ^b
- South San Francisco, CA ^b
- Ventura, CA ^b
- Chicago, IL (80%) ^{c,d}
- All MA localities ^{b,◇}
- Bellingham, MA ^d
- Canton, MA ^b
- Hull, MA ^d
- Topsfield, MA ^d
- Upton, MA ^d
- Westminster, MA ^d
- Arden Hills, MN ^b
- Duluth, MN (90%) ^c
- Falcon Heights, MN (90%) ^{b,c}
- Fridley, MN (90%) ^{b,c}
- Hennepin County, MN (90%) ^{b,c}
- Lauderdale, MN (90%) ^{b,c}
- Minneapolis, MN (90%) ^{b,c}
- New Hope, MN (90%) ^{b,c}
- Robbinsdale, MN (90%) ^c
- Roseville, MN (90%) ^{b,c}
- Shoreview, MN (90%) ^{b,c}
- St. Paul, MN (90%) ^{b,c}
- Westfield, NJ ^b
- Toledo, OH (60%) ^c
- Utah (state) (35%) ^{b,c,d}

^b Exempt 21+ adult retailers

^c Exempt specialty stores/retail establishments with specified %

^d Exempt retail stores that primarily sell tobacco

[◇] Excludes statewide policy, Blackstone, Brookline, Canton, Chatham, Dedham, North Attleborough, Norwood, Sherborn

Jurisdictions that include venue-based exemptions with some exceptions:

- **Compton, CA:** Retailer exemptions only apply to menthol cigarettes.
- **Culver City, CA:** Exempts hookah lounges with a valid retail license and are under the same ownership as of October 14, 2019.
- **Redondo Beach, CA:** 21+ hookah businesses are exempted.
- **Ventura, CA:** Flavored hookah permitted for onsite use and consumption.
- **Canton, MA:** Adult store exemption does not apply to e-cigarettes.
- **Minneapolis, MN:** Menthol/mint/wintergreen flavors are exempted at 21+ adult retailers.
- **St. Paul, MN:** Menthol/mint/wintergreen flavors are exempted at 21+ adult retailers.
- **New York, NY:** Exemption for smoking bar does not include e-cigarettes.