



Tobacco Control Legislation Passed in 2021 - by State

ALABAMA

Tobacco Control Program Funding: Allocated \$1,737,970 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Annual Budget (H.B. 309) enacted 5/21/2021 and effective 10/01/2021 and FY2022 MSA Payment Annual Budget (H.B. 331) enacted 5/6/2021 and effective 10/1/2021.

Minimum Age/Tobacco Product Sales Laws/Advertising Restrictions: Increases the state age of sale for tobacco products to 21. Makes conforming and other changes to state tobacco product sales laws.

Creates new law restricting advertising and marketing of e-cigarettes.

H.B. 273 enacted 5/17/2021 and effective 8/1/2021.

Tobacco Product Sales/Licensing: Suspends permits for tobacco retailers for failure to pay for products received from a distributor or manufacturer, and outlines requirements around this.

S.B. 325 enacted 5/6/2021 and effective 8/1/2021.

ALASKA

Tobacco Control Program Funding: Allocated \$9,140,000 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Annual Budget (H.B. 69) enacted 6/30/2021 and effective 7/1/2021.

ARIZONA

Tobacco Control Program Funding: Allocated \$17,500,000 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Annual Budget (S.B. 1823) enacted 6/30/2021 and effective 7/1/2021.

Tobacco Cessation Prescription: Makes minor amendments to state law that allows pharmacists to prescribe tobacco cessation medications.

S.B. 1170 enacted 4/23/2021 and effective 9/29/2021.

ARKANSAS

Tobacco Control Program Funding: Allocated \$12,040,814 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Tobacco Prevention and Cessation Programs Appropriation (H.B. 1096) enacted 2/2/2021 and effective 7/1/2021.

Tobacco Settlement: Makes amendments and additions to state laws concerning enforcement of the tobacco Master Settlement Agreement, including allowing the assignment of funds placed in escrow by non-participating manufacturers.

H.B. 1683 enacted 4/26/2021 and effective 1/14/2022.

Tobacco Taxes: Allows persons purchasing already permitted tobacco product retailers to operate under the prior permit for up to 30 days.

S.B. 338 enacted 3/17/2021 and effective 1/14/2022.



Tobacco Product Sales Laws: Amends state Unfair Cigarette Sales Act to again allow rebates on purchases of cigarettes by wholesalers and retailers as long as it does not result in a price less than the cost to the wholesaler.

S.B. 551 enacted 4/27/2021 and effective 1/14/2022.

Tobacco Control Programs: Changes who employs the Director of Arkansas Tobacco Control, the person who directs the state tobacco control program, to the Secretary of the Department of Finance and Administration from the Governor.

S.B. 597 enacted 4/26/2021 and effective 1/14/2022.

Tobacco Product Sales Laws: Changes the definition of retailer to include sellers of cigars with a physical presence in the state that sell online to buyers inside or outside the state. This requires such sellers to obtain a retailer permit and abide by other regulations applicable to retailers of tobacco products under the Arkansas Tobacco Products Tax Act of 1977.

S.B. 628 enacted 4/27/2021 and effective 1/14/2022.

CALIFORNIA

Tobacco Control Program Funding: Allocated \$251,250,081 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Annual Budget (A.B. 128) enacted 6/28/2021 and effective 7/1//2021.

Tobacco Taxes: Beginning July 1, 2022, assesses a tax on e-cigarettes as defined at 12.5% of the sale price and the revenue to be deposited into the California Electronic Cigarette Excise Tax Fund. The tax is in addition to the existing tax on e-cigarettes defined as tobacco products in state law.

S.B. 395 enacted 10/4/2021 and effective 1/1/2022.

Inhalable Hemp Products/Regulations: Unless specifically approved by FDA, industrial hemp shall not be included in tobacco or nicotine products. Inhalable hemp products shall not be sold to a person under age 21 and shall not contain flavorings other than natural terpenes and other specified substances. This section on inhalable hemp products shall only become operative if the legislature establishes a tax on inhalable hemp products and indicates its intent to move forward.

A.B. 45 enacted and effective 10/6/2021.

Tobacco Cessation/Behavioral Health Facilities: Requires residential behavioral health and substance use disorder treatment facilities to assess patients for tobacco use and offer tobacco cessation treatment or a referral to treatment.

A.B. 541 enacted 8/31/2021 and effective 1/1/2022.

COLORADO

Tobacco Control Program Funding: Allocated \$23,071,711 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Annual Budget (S.B. 205) enacted 5/17/2021 and effective 7/1//2021.

CONNECTICUT

Tobacco Control Program Funding: Allocated \$0 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022-FY2023 Biennial Budget (H.B. 6689) enacted 6/23/2021 and effective on 7/1/2021 (FY2022) & 7/1/2022 (FY2023) as outlined by CONN. GEN. STAT. § 4-28e (2018).



Smokefree Air: Closes the loophole in the state smokefree air law for smoking and/or vaping rooms in private workplaces and eliminates several other exemptions. Adds marijuana to the law and sets a distance of 25 feet around public places and workplaces where smoking and vaping are not allowed. S.B 1201 (1st special session 2021) enacted 6/22/2021 and effective 10/1/2021.

DELAWARE

Tobacco Control Program Funding: Allocated \$7,103,800 in state funding for tobacco prevention and cessation programs in FY2022.
FY2022 Annual Budget (H.B. 250) enacted 6/30/2021 and effective 7/1/2021.

DISTRICT OF COLUMBIA

Tobacco Control Program Funding: Allocated \$1,900,000 in city funding for tobacco prevention and cessation programs in FY2022.
FY2022 Local Budget Act of 2021 (B24-275) passed by the City Council 8/3/2021, signed by mayor 9/13/2021, passed U.S. Congressional Review Period 11/3/2021 and effective retroactive to 10/1/2021.

Flavored Tobacco Products/Sales of Tobacco Products Near Schools: Prohibits the sale of flavored tobacco products throughout the city and e-cigarette sales near middle school and high schools. B24-0020 passed city council 6/29/21, signed by mayor 7/21/21 and passed Congressional review period 07/29/2021; law takes effect upon inclusion of funding for the law in the city budget.

Smokefree Air: Exempts a tobacco bar and retail store from the revenue requirements needed to gain exemption from the city's smokefree workplace law.
B24-0540 passed city council 12/7/2021, signed by the mayor and effective 12/21/2021; emergency act, expires 3/22/2022.

FLORIDA

Tobacco Control Program Funding: Allocated \$74,343,061 in state funding for tobacco prevention and cessation programs in FY2022.
FY2022 Annual Budget (S.B. 2500) enacted 6/2/2021 and effective 7/1/2021.

Minimum Age/Tobacco Product Sales/Preemption: Increases the age of sale for tobacco products to 21 years old and makes other conforming changes to state tobacco product sales laws. Preempts local communities from passing stronger tobacco product sales laws or licensing tobacco product retailers. S.B. 1080 enacted 5/7/2021 and effective 10/1/2021.

Tobacco Taxes: Requires specified reports by distributors of tobacco products related to tobacco taxes to be filed in an electronic data system.
S.B. 1966 enacted 06/21/2021 and effective 7/1/2021.

GEORGIA

Tobacco Control Program Funding: Allocated \$750,000 in state funding for tobacco prevention and cessation programs in FY2022.
FY2022 Annual Budget (H.B. 81) enacted 5/10/2021 and effective 7/1/2021.

Tobacco Education and Prevention Programs: Adds tobacco and e-cigarettes to health education curriculums at K-12 schools on alcohol and drugs.
H.B. 287 enacted 4/27/2021 and effective 7/1/2021.



HAWAII

Tobacco Control Program Funding: Allocated \$7,418,819 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022-FY2023 Biennial Budget (H.B. 200) enacted 6/24/2021 and effective 7/1/2021 (FY2022) & 7/1/2022 (FY2023) and Allocation for calendar year 2021 from Hawaii Tobacco Prevention and Control Trust Fund.

E-Cigarette Products/Sales: Requests FDA to provide information to the state Department of the Attorney General on Premarket Tobacco Product applications and urges the Department to identify sellers who do not have a pending or approved application.

H.R. 67 passed House 03/31/2021.

Licensing of Tobacco Products: Makes changes/additions to licensing and permitting laws for tobacco product distributors and retailers, including clarifying when a license/permit can be suspended or revoked. S.B. 1202 enacted 6/28/2021 and effective 7/1/2021.

IDAHO

Tobacco Control Program Funding: Allocated \$3,644,800 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Department of Health & Welfare Public Health Services Appropriations (S.B. 1173) enacted 5/6/2021 and effective 7/1/2021 and FY2022 Public Health District Appropriations (H.B. 396) enacted 5/10/2021 and effective 7/1/2021.

ILLINOIS

Tobacco Control Program Funding: Allocated \$10,100,000 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Annual Budget (S.B. 2800) enacted 6/17/2021 and effective 7/1/2021.

E-Cigarette/Youth Education: Adds e-cigarettes to the topic areas covered in comprehensive health education programs in K-12 schools in the state.

H.B. 3202 enacted and effective 08/20/2021.

Tobacco Product Sales/Marketing Restrictions: Puts in place new sales and marketing restrictions on e-cigarettes and updates some tobacco product sales laws to include e-cigarettes. Repeals law making purchase of tobacco products by persons under age 21 illegal.

S.B. 512 enacted 8/24/2021 effective 1/1/2022.

Tobacco Product Sales Restrictions: Specifically authorizes the Department of Human Services to conduct retailer checks to determine if tobacco and e-cigarette products are being sold to people under age 21.

S.B. 555 enacted 8/24/2021 effective 1/1/2022.

Tobacco Cessation: Requires coverage of a comprehensive tobacco cessation benefit, including all medications and forms of counseling for those under the state Medicaid program and specifies that it applies to contracted managed care organizations.

S.B. 2294 enacted and effective 7/6/2021.



INDIANA

Tobacco Control Program Funding: Allocated \$7,500,000 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022-2023 Biennial Budget (H.B. 1001) enacted 4/29/2021 and effective 7/1/2022 (FY2022) & 7/1/2023 (FY2023).

Tobacco Taxes/Tobacco Product Licensing: Establishes e-cigarette taxes on closed system cartridges, consumable material and vapor products as defined. Requires distributors and retailers of e-cigarettes to obtain licenses.

H.B. 1001, sect. 101-121 enacted 4/29/2021 and effective 7/1/2022.

IOWA

Tobacco Control Program Funding: Allocated \$4,020,894 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Health and Human Services Appropriations (H.B. 891) enacted 6/16/2021 and effective 7/1/2021.

KANSAS

Tobacco Control Program Funding: Allocated \$1,001,960 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Annual Budget (H.B. 2007) enacted 4/26/2021 and effective 7/1/2021.

KENTUCKY

Tobacco Control Program Funding: Allocated \$2,000,000 in state funding for tobacco prevention and cessation programs in FY2022.

FY2021-FY2022 Biennial Budget (H.B. 192) enacted 3/29/2021 and effective 3/29/2021 (FY2021) & 7/1/2021 (FY2022).

Tobacco Settlement: Moves the Kentucky Tobacco Settlement Trust Corporation under the authority of the Department of Agriculture, and transfers all activities, staff and funding there.

S.B. 3 enacted (by veto override) and effective 3/11/2021.

LOUISIANA

Tobacco Control Program Funding: Allocated \$5,536,246 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Appropriations (H.B. 1) enacted 6/9/2021 and effective 7/1/2021 & 2021 allocations from the Smoking Cessation Trust.

Tobacco/Vapor Products/Youth Education: Requires instruction on alcohol, tobacco, drug, and substance abuse prevention and education in K-12 schools to include information on the health risks of e-cigarettes (vapor products).

H.B. 368 enacted 6/11/2021 and effective 8/1/2021.

Tobacco Product Sales Restrictions: Requests the Office of Alcohol and Tobacco Control to study the proposed adoption of enhanced access controls at retail outlets.

H.R. 151 passed House and enacted 6/3/2021.



Minimum Age/Tobacco Products Sales Restrictions: Increases the age of sale for tobacco products to 21 and makes updates to other tobacco product sales laws, including requiring one annual compliance check of all tobacco product retailers in the state.

H.B. 473 enacted 6/15/2021 and effective 8/1/2021.

MAINE

Tobacco Control Program Funding: Allocated \$8,386,575 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022-FY2023 Biennial Budget (H.B. 156) enacted 7/1/2021 and effective 7/1/2021 (FY2022) & 7/1/2022 (FY2023).

Tobacco/Insurance Rating: Limits surcharge for tobacco use in health insurance plans to 1.25 to 1 starting in 2023, except the surcharge can't be applied if people are enrolled in a tobacco cessation program. Removes the surcharge completely starting in 2024.

H.P. 828 (L.D. 1150) enacted 6/23/2021 and effective 6/29/2021.

Smokefree Air: Clarifies that bus shelters are considered public places under the state's smokefree public places law, prohibiting smoking and vaping in them.

S.P. 120 (L.D. 269) enacted 5/5/2021 and effective 6/29/2021.

MARYLAND

Tobacco Control Program Funding: Allocated \$10,865,171 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Annual Budget (H.B. 588) enacted (became law without governor's signature) 5/18/2021 and effective 7/1/2021.

Tobacco Taxes/Tobacco Control Program Funding: Increases the cigarette tax by \$1.75 to \$3.75 per pack. Increases taxes on certain other tobacco products. Establishes a tax on electronic smoking devices, tobacco pipes and vaping liquid. Increases the amount required to be included in the state budget for tobacco prevention and cessation programs to \$18.25 million.

H.B. 732 enacted (by veto override) 2/12/2021 and effective 3/14/2021.

Tobacco Use Data Collection/Youth: Requires the State Department of Education and the Department of Health to administer the Youth Tobacco Survey to middle and high school students.

H.B. 771/S.B. 548 enacted (became law without governor's signature) 5/30/2021 and effective 7/1/2021.

Tobacco Taxes/Tobacco Product Licensing: Establishes a tax on premium cigars and pipe tobacco sold into the state from out of state. Requires premium cigar and pipe tobacco sellers outside of the state and selling into the state, to obtain a license.

H.B. 1324/S.B. 883 enacted 5/30/2021 and parts effective retroactive to 3/14/2021 and 5/30/2021.

MASSACHUSETTS

Tobacco Control Program Funding: Allocated \$5,618,793 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Annual Budget (H.B. 4002) enacted 7/16/2021 and effective retroactive to 7/1/2021.



MICHIGAN

Tobacco Control Program Funding: Allocated \$1,830,900 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Annual Budget (S.B. 82) enacted 9/29/2021 and effective 10/1/2021.

Tobacco Taxes: Permanently removes the sunset date on the 50 cents per cigar tax cap on cigars. H.B. 4485 enacted and effective 11/04/2021.

MINNESOTA

Tobacco Control Program Funding: Allocated \$12,891,875 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022-FY2023 Biennial Health and Human Services Budget (H.F. 33, 1st special session 2021) enacted 6/29/2021 and effective 7/1/2021 (FY2022) & 7/1/2022 (FY2023).

MISSISSIPPI

Tobacco Control Program Funding: Allocated \$8,695,000 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Department of Health Appropriations (H.B. 1401) enacted 4/14/2021 and effective 7/1/2021.

MISSOURI

Tobacco Control Program Funding: Allocated \$477,435 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Department of Health and Senior Services and other agencies Annual Budget (H.B. 10) enacted 6/30/2021 and effective 7/1//2021.

MONTANA

Tobacco Control Program Funding: Allocated \$5,300,000 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022-FY2023 Biennial Budget (H.B. 2) enacted 5/20/2021 and effective 7/1/2021.

Preemption of Tobacco Product Sales/Licensing of Tobacco Retailers: Prohibits local governments from passing any local law that prohibits the sale of vapor or alternative nicotine products, or local laws stronger than state law concerning tobacco product sales. Increases the license fee for retailers of tobacco products, alternative nicotine products or vapor products.

S.B. 398 enacted and effective 5/10/2021.

Tobacco Taxes: Revises tobacco tax revenue allocation for state veterans' nursing homes.

H.B. 667 enacted 5/14/2021 and effective 7/1/2021.

Tobacco Product Sales: Clarifies requirements regarding the use of transaction scan data when a transaction scan is used to check age during the purchase of age-restricted items, including tobacco products.

S.B. 156 enacted 4/20/2021 and effective 10/1/2021.

NEBRASKA

Tobacco Control Program Funding: Allocated \$2,570,000 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022-FY2023 Biennial Budget (L.B. 380) enacted 4/26/2021 and effective 7/1/2021 (FY2022) & 7/1/2022 (FY2023).



NEVADA

Tobacco Control Program Funding: Allocated \$3,554,015 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022-FY2023 Biennial General Fund Budget (A.B. 494) enacted 6/3/2021 and effective 7/1/2021 (FY2022) & 7/1/2022 (FY2023) & FY2022-FY2023 Biennial State Government Expenditure Authorization (S.B. 459) enacted 6/4/2021 and effective 7/1/2021 (FY2022) & 7/1/2022 (FY2023).

Tobacco Product Sales Restrictions: Requires verification of age for any person purchasing tobacco products under the age of 40 through enhanced controls using scanning technology and creates a penalty for any violations.

A.B. 360 enacted 5/28/2021 and effective 1/1/2023.

Minimum Age/Tobacco Product Sales Restrictions: Increases the minimum age of sale for tobacco products, including e-cigarettes to 21 years of age and makes conforming and other updates to state tobacco product sales laws.

A.B. 59 enacted 5/27/2021 and parts effective 5/27/2021 and 7/1/2021.

NEW HAMPSHIRE

Tobacco Control Program Funding: Allocated \$589,166 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022-FY2023 Biennial Budget (H.B. 1) enacted 6/25/2021 and effective 7/1/2021.

Smokefree Air: Weakens state smokefree air law by allowing the service, but not the sale of food at cigar bars as defined.

H.B. 171 enacted 5/17/2021 and effective 7/16/2021.

Use of Tobacco Settlement Dollars: Specifies that if the state receives less than \$40 million in tobacco Master Settlement Agreement funds in a year, it is all dedicated to a specific fund.

H.B. 2, section 91:60 enacted 6/25/2021 and effective 7/1/2021.

Tobacco Product Sales/Marijuana: Makes clear that tobacco product sales laws do not apply to alternative treatment centers or individuals issued a registry ID card with respect to therapeutic use of cannabis, but that they do still apply to these treatment centers and individuals with respect to tobacco products.

S.B. 162 enacted 7/9/2021 and effective 9/7/2021.

NEW JERSEY

Tobacco Control Program Funding: Allocated \$7,445,467 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Annual Budget (S.B. 2022) enacted 6/29/2021 and effective 7/1/2021.

NEW MEXICO

Tobacco Control Program Funding: Appropriated \$3,898,300 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Annual Budget (H.B. 2) enacted 4/9/2021 and effective 7/1/2021.



Tobacco Taxes: Amends distributions of cigarette tax revenue and authorizes additional revenue bonds for the University of New Mexico Hospital and the Comprehensive Cancer Center at The University of New Mexico Health Science Center.

S.B. 223 enacted 4/6/2021 and effective 6/18/2021.

Use of Tobacco Settlement Dollars: Requires the remaining 50% of distributions to the Tobacco Settlement Permanent Fund from the tobacco Master Settlement Agreement for fiscal year 2022 to be distributed to the Tobacco Settlement Program Fund.

S.B. 187 enacted and effective 4/5/2021.

NEW YORK

Tobacco Control Program Funding: Allocated \$39,769,600 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 State Operations Budget (S.B. 2500) enacted and effective 4/19/2021.

NORTH CAROLINA

Tobacco Control Program Funding: Allocated \$13,399,600 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022-FY2023 Biennial Budget (S.B. 105) enacted 11/18/2021 and effective 11/18/2021 (FY2022) & 7/1/2022 (FY2023).

Tobacco Product Sales Restrictions/Licensing: Amends state law and definitions related to remote sales of tobacco products and tobacco product licensing. Adds new requirements for remote sellers of tobacco products and requires them to obtain licenses.

S.B. 105, section 42.9, enacted 11/18/2021 and effective 7/1/2022.

Tobacco Taxes: Establishes a cigar tax cap of 30 cents per cigar. Updates definitions and regulations concerning tobacco taxes and the collection thereof.

S.B. 105, section 42.9, enacted 11/18/2021 and effective 7/1/2022.

NORTH DAKOTA

Tobacco Control Program Funding: Allocated \$5,684,000 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Biennial Department of Health Budget (S.B. 2004) enacted 5/7/2021 and effective 7/1/2021 (FY2022) and 7/1/2022 (FY2023).

Minimum Age/Tobacco Product Sales Restrictions: Increases the state age of sale for tobacco products, including e-cigarettes to 21 years of age. Makes conforming changes to other state tobacco product sales laws.

S.B. 2156 enacted and effective 3/31/2021.

Harm Reduction/Tobacco Tax Reduction: Asks for a legislative management study during the 2021-2022 interim on reduced harm nicotine products, including an evaluation on how a tax rate reduction on reduced harm nicotine products could supposedly benefit public health.

S.B. 2189 enacted 4/16/2021 and effective 8/1/2021.



Tobacco Settlement: Enacts legislation to help enforce the tobacco Master Settlement Agreement, including requiring all manufacturers whose cigarettes are sold in the state to submit a certification to the attorney general with specified information.
S.B. 2259 enacted 4/12/2021 and effective 8/1/2021.

OHIO

Tobacco Control Program Funding: Appropriated \$14,780,000 in state funding for tobacco prevention and cessation programs in FY2022.
FY2022-FY2023 Biennial Budget (H.B. 110) enacted and effective 6/30/2021 (FY2022) & 7/1/2022 (FY2023).

Smokefree Air: Adds e-cigarettes into the definition of smoking in Ohio's smokefree workplace law, prohibiting their use in virtually all public places and workplaces. Exempts retail vapor stores as specified and defined.
H.B. 110 enacted 6/30/2021 and effective 9/29/2021.

Pharmacist Prescribing/Tobacco Cessation: Allows pharmacists to prescribe nicotine replacement therapy under specified conditions and restrictions.
H.B. 110 enacted 6/30/2021 and effective 9/29/2021.

Tobacco Product Advertising: Allows for higher education, athletic associations and other intercollegiate organizations to not allow compensation to students for their name, image or likeness if the contract is associated with companies that manufacture tobacco products or e-cigarettes.
H.B. 110 enacted 6/30/2021 and effective 9/29/2021.

Tobacco Prevention Programs: Adds the harmful effects and legal restrictions on e-cigarettes into the curriculum required to be taught in K-12 schools in addition to tobacco products.
H.B. 110 enacted 6/30/2021 and effective 9/29/2021.

Cigarette Pricing: Makes several additions and amendments to Ohio's law governing minimum pricing for cigarettes sold at the wholesale and retail level.
S.B. 40 enacted 7/1/2021 and effective 9/31/2021.

OKLAHOMA

Tobacco Control Program Funding: Allocated \$23,876,306 in state funding for tobacco prevention and cessation programs in FY2022.
FY2022 Annual Budget (H.B. 2900) enacted 5/24/2021 and effective 7/1/2021 & interest generated by the Tobacco Settlement Endowment Trust Fund and certified for use on tobacco control programs in FY2022.

Tobacco Taxes: Amends definitions used for tobacco tax purposes, including narrowing the definition of tobacco products and makes conforming changes to other tobacco tax statutes.
S.B. 1078 enacted and effective 5/24/2021.

Smokefree Air: Clarifies local government authority to prohibit smoking in and on local government property, including the smoking of marijuana and vaping.
S.B. 862 enacted 5/10/2021 and effective 11/1/2021.



Minimum Age: Makes an exception to the minimum age of sale for tobacco products for institutions performing research on tobacco use prevention, cessation and regulation.
S.B. 319 enacted 4/22/2021 and effective 11/1/2021.

Tobacco Product Sales Restrictions: Adds nicotine products as defined into most state tobacco product sales laws.
H.B. 2674 enacted and effective 5/28/2021.

Tobacco Product Sales: Requires e-cigarette (vapor product) manufacturers to make certain declarations related to FDA review and authorization of their products to the Oklahoma Alcoholic Beverage Laws Enforcement (ABLE) Commission. Then calls for the ABLE Commission to keep a directory of all manufacturers and vapor products that make the declaration and meet the requirements.
H.B. 2511 enacted 4/23/2021 and effective 11/1/2021.

Tobacco Taxes/Licensing: Adds new laws and amends existing law related to tobacco tax enforcement and licensing. Ends the use of stamps to collect taxes on other tobacco products.
H.B. 2292 enacted and effective 5/3/2021.

OREGON

Tobacco Control Program Funding: Allocated \$36,900,000 in state funding for tobacco prevention and cessation programs in FY2022.
FY2022-FY2023 Biennial Oregon Health Authority Budget (H.B. 5024) enacted 8/6/2021 and effective retroactive to 7/1/2021 (FY2022) & 7/1/2022 (FY2023).

Tobacco Product Licensing/Tobacco Product Sales Restrictions: Establishes a statewide licensing system for the retail sale of tobacco products. Requires once a year compliance inspection of all retailers of tobacco products. Repeals law making possession of tobacco products by persons under age 18 illegal.
S.B. 587 enacted 7/19/2021 and effective 9/25/2021.

Preemption of Tobacco Product Sales/Licensing: Clarifies scope of local authority to regulate tobacco products, including allowing stronger local regulation of the retail sale of tobacco products, but preempting local communities from being able to prohibit tobacco sales in pharmacies and from requiring a retail license for sales of tobacco products after a specific date.
S.B. 587 enacted 7/19/2021 and effective 1/1/2022.

Minimum Age: Clarifies exception to the law prohibiting persons under 21 years from purchasing tobacco products or inhalant delivery systems to test compliance.
S.B. 64 enacted 6/8/2021 and effective 1/1/2022.

Tobacco Product Sales Restrictions/Remote Sales: Adds e-cigarettes to state laws regulating remote sales of tobacco products and makes conforming and other changes to other tobacco product sales laws.
H.B. 2261 enacted 6/8/2021 and effective 1/1/2022.

Use of Tobacco Settlement Dollars: Allocates funds from the tobacco Master Settlement Agreement for FY2022-FY2023 biennium.
S.B. 5541 enacted 7/27/2021 and effective retroactive to 7/1/2021.



PENNSYLVANIA

Tobacco Control Program Funding: Allocated \$16,001,000 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Allocation based on H.B. 1348, sect. 13 & 14 enacted 6/30/2021 and effective 7/1/2021.

Use of Tobacco Settlement Dollars: Allocates funding received by the state from tobacco Master Settlement Agreement payments for fiscal year 2022.

H.B. 1348, sect. 13 & 14 enacted 6/30/2021 and effective 7/1/2021.

RHODE ISLAND

Tobacco Control Program Funding: Allocated \$396,732 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Appropriations (H.B. 6122) enacted 7/6/2021 and effective retroactive to 7/1/2021.

Minimum Age/Tobacco Product Sales Restrictions: Increases the legal age of sale for tobacco products to 21 years old. Makes conforming and other changes to state tobacco product sales laws, including repealing the state's youth possession and use laws and creating a comprehensive definition of tobacco product.

H.B. 5571/S.B. 263 enacted and effective 7/7/2021.

SOUTH CAROLINA

Tobacco Control Program Funding: Allocated \$5,000,000 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Annual Budget (H.B. 4100) enacted 6/29/2021 and effective 7/1/2021.

Tobacco Use/State Employee Health Plans: In FY2022, the state Budget and Control Board is authorized to impose a surcharge on enrollee rates based on tobacco or e-cigarette use. The surcharge cannot exceed \$40 per month for a subscriber or \$60 per month for a subscriber and dependents.

H.B. 4100, sect. 108.3 enacted 6/25/2021 and effective 7/1/2021.

Use of Tobacco Settlement Dollars: Specifies how any tobacco Master Settlement Agreement dollars available in FY2022 will be allocated. Also, allows any unexpended MSA funds from FY2021 to be carried forward by state agencies and spent for the same purpose.

H.B. 4100, sect. 117.35 & 118.11 enacted 6/25/2021 and effective 7/1/2021.

SOUTH DAKOTA

Tobacco Control Program Funding: Appropriated \$4,500,000 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Annual Budget (S.B. 195) enacted 3/22/2021 and effective 7/1/2021.

Tobacco Product Sales/Licensing: Authorizes licensed cigar shippers to sell and ship cigars to consumers in the state. Outlines license and sales requirements for cigar shippers.

H.B. 1098 enacted 3/8/2021 and effective 1/1/2022.

Smokefree Air/Marijuana: Prohibits the person operating or in actual physical control of a vehicle to use marijuana and its derivatives while it is being operated.

H.B. 1061 enacted 3/25/2021 and effective 7/1/2021.



TENNESSEE

Tobacco Control Program Funding: Allocated \$2,000,000 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Appropriations (S.B. 912) enacted 5/17/2021 and effective 7/1/2021.

Smokefree Air/E-cigarettes/Preemption: Amends Tennessee law prohibiting smoking in most public places and workplaces to fully include vapor products (e-cigarettes). Adds vapor products (e-cigarettes) to state law preempting local communities from passing stronger laws concerning tobacco products, effective July 1, 2021.

S.B. 1047 enacted 5/26/2021 and effective 7/1/2021.

Tobacco Taxes: Completely exempts smokeless nicotine products from state taxes on cigarettes and other tobacco products.

S.B. 143 enacted and effective 03/31/2021.

Preemption/Smokefree Air: Allows municipalities to prohibit the use of tobacco products or vapor products in public parks, public playgrounds or other publicly accessible property accessible to youth if that same municipality owns the property.

S.B. 28 enacted 5/27/2021 and effective 7/1/2021.

Tobacco Prevention Programs: Requires the dissemination of information concerning the dangers and health effects of using vapor products (e-cigarettes) to students in public K-12 schools.

S.B. 20 enacted and effective 4/20/2021.

TEXAS

Tobacco Control Program Funding: Allocated \$3,682,166 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022-FY2023 Biennial Budget (S.B. 1) enacted 6/18/2021 and effective 9/1/2021 (FY2022) & 9/1/2022 (FY2023).

Tobacco Product Sales/Licensing: Requires all e-cigarette retailers to obtain a permit for each establishment in which e-cigarettes are sold, including vehicles. Allows for permits to be suspended or revoked for violations of underage sales or other tobacco product sales laws. Establishes a permitting system for interstate warehouses as defined.

S.B. 248 enacted (become law without the governor's signature) 6/18/2021 and effective 9/1/2021.

Tobacco Product Licensing: Allows credit cards to be an acceptable form of payment for cigarette and tobacco product permit fees.

H.B. 3578 enacted 6/15/2021 and effective 9/1/2021.

Tobacco Surcharge/State Health Plan: In FY2022 and FY2023, requires the Employee Retirement System to automatically apply a \$30 monthly tobacco user fee to any individual aged 18 or older covered under the state health plan unless the individual certifies they don't use tobacco.

S.B. 1 enacted 6/18/2021 and effective 9/1/2021 (FY2022) & 9/1/2022 (FY2023).

UTAH

Tobacco Control Program Funding: Allocated \$14,117,140 in state funding for tobacco prevention and cessation programs in FY2022.

FY2022 Social Services Base Budget (S.B. 7) enacted 2/4/2021 and effective 7/1/2021.



Tobacco Product Sales and Marketing Restrictions: Updates regulations related to e-cigarettes and underage sales of tobacco products, including adding nicotine products to some regulations. S.B. 1003 (1st special session 2021) enacted and effective 5/28/2021.

Tobacco Product Sales Restrictions: Updates regulations on retail tobacco specialty businesses, including requirements for where new and existing ones can locate after a specified date. Increases fines for violations of underage sales laws. S.B. 189 enacted 3/17/2021 and effective 5/5/2021.

VERMONT

Tobacco Control Program Funding: Allocated \$2,500,000 in state funding for tobacco prevention and cessation programs in FY2022. FY2022 Annual Budget (H.B. 439) enacted 6/8/2021 and effective 7/1/2021.

VIRGINIA

Tobacco Control Program Funding: Allocated \$13,181,451 in state funding for tobacco prevention and cessation programs in FY2022. FY2021-FY2022 Biennial Budget Adjustments (H.B. 1800, 1st special session 2021) enacted 4/7/2021 and effective 4/7/2021 (FY2021) and 7/1/2021 (FY2022).

Tobacco Taxes: Defines and establishes duties for regional cigarette tax boards that if established would administer and collect local cigarette taxes in a region of the state, encourages use of these entities, and sets up a task force for future implementation with recommendations submitted to the General Assembly by November 1, 2021. S.B. 1326 enacted 03/11/2021 and effective 7/1/2021.

Tobacco Cessation Coverage: Extends the date when the state Department of Medical Assistance Services is required to amend the state plan to add coverage of tobacco cessation services for full coverage adults who are not enrolled pursuant to the Patient Protection and Affordable Care Act to July 1, 2021, and prior to the completion of any regulatory process undertaken to effect such changes. H.B. 1800, part 1, sect. 313, subsection XXXX, enacted 4/7/2021 and effective 7/1/2021.

Smokefree Air: Authorizes condominiums to restrict or prohibit smoking in condominiums, including in common areas and in units as specified. H.B. 1842 enacted 3/18/2021 and effective 7/1/2021.

Tobacco Taxes: Authorizes the Joint Subcommittee to Evaluate Tax Preferences to continue studying tobacco taxes in relation to tobacco harm reduction and local government taxation. A final report with recommendations is required to be submitted to the legislature. H.B. 1800, part 3, sect. 3-5.17 enacted 4/7/2021 and effective 7/1/2021.

WASHINGTON

Tobacco Control Program Funding: Allocated \$1,555,942 in state funding for tobacco prevention and cessation programs in FY2022. FY2022-FY2023 Biennial Budget (S.B. 5092) enacted 5/18/2021 and effective 7/1/2021 (FY2022) & 7/1/2022 (FY2023).



Tobacco Product Surcharge/State Employees: Requires the Public Employee Benefits Board to collect a \$25 per month surcharge payment in addition to health insurance premiums from state employees that use tobacco products. The surcharge is no less than \$50 per month if the member covers a spouse or domestic partner on the plan. Applies to FY2022 and FY2023 biennium.
S.B. 5092, sect. 212(4) enacted 5/18/2021 and effective 7/1/2021.

WEST VIRGINIA

Tobacco Control Program Funding: Allocated \$445,000 in state funding for tobacco prevention and cessation programs in FY2022.
FY2022 Annual Budget (H.B. 2022) enacted 4/15/2021 and effective 7/1/2021.

Smokefree Air/Local Health Boards: Removes the ability of local boards of health to put rules in place without approval from a county commission or other appointing authority, including smokefree workplace rules. Allows rules already in effect to stay in effect unless amended.
S.B. 12 enacted 3/16/2021 and effective 6/2/2021.

WISCONSIN

Tobacco Control Program Funding: Allocated \$5,315,000 in state funding for tobacco prevention and cessation programs in FY2022.
FY2022-FY2023 Biennial Budget (A.B. 68) enacted 7/8/2021 and effective 7/10/2021 (FY2022) and 7/1/2022 (FY2023).

Use of Tobacco Settlement Dollars: Amends statute on permanent endowment fund where any tobacco Master Settlement dollars available to the state are directed. Transfers all monies in that fund to the Medical Assistance trust fund each fiscal year.
A.B. 68 enacted 7/8/2021 and effective 7/10/2021.

WYOMING

Tobacco Control Program Funding: Allocated \$4,623,835 in state funding for tobacco prevention and cessation programs in FY2022.
FY2021-FY2022 Biennial Budget Adjustments (H.B. 1) enacted 4/1/2021 and effective 4/1/2021 (FY2021) and 7/1/2021 (FY2022).