



Tobacco Control Legislation Passed in 2008 - by State

Below is a list and short description of state tobacco control legislation passed during 2008 in each state. The list primarily covers the areas of state tobacco control law that are tracked by State Legislated Actions on Tobacco Issues (SLATI), available online at <http://slati.lungusa.org>.

ALABAMA

Tobacco Control Program Funding: Allocated \$1,178,425 to tobacco prevention and cessation programs in FY2009.

[FY2009 MSA Payment Annual Budget \(H.B. 53 and H.B. 64, 1st special session 2008\) enacted 6/9/08 and effective 10/1/08](#) & [FY2009 General Appropriations \(H.B. 328\) enacted 5/19/08 and effective 10/1/08](#).

ALASKA

Tobacco Control Program Funding: Allocated \$7,856,000 for tobacco prevention and cessation programs in FY2009.

[FY2009 Annual Budget \(H.B. 310\) enacted 5/22/08 and effective 7/1/08](#).

ARIZONA

Tobacco Control Program Funding: Allocated \$22,413,100 for tobacco prevention and cessation programs in FY2009.

[FY2008/FY2009 Appropriations \(H.B. 2781\) enacted 6/25/07 and effective 7/1/07 \(FY2008\) and 7/1/08 \(FY2009\)](#).

Cessation Coverage: Authorizes the Arizona Health Care Cost System Administration, which includes the state Medicaid program, to provide nicotine replacement therapies and tobacco use medications to eligible members beginning October 1, 2008.

[S.B. 1418 enacted 4/29/08 and effective 10/1/08](#).

Fire Safety Standards: Requires all cigarettes sold in Arizona to self-extinguish when not being smoked to help prevent cigarette-caused fires.

[H.B. 2483 enacted 5/6/08 and effective 8/1/09](#).

ARKANSAS

Tobacco Control Program Funding: Appropriated \$15,982,716 for tobacco prevention and cessation programs in FY2009.

[FY2008-FY2009 Tobacco Prevention and Control Program Biennial Budget \(H.B. 1353\) enacted 4/5/07 and effective 7/1/07 \(FY2008\) & 7/1/08 \(FY2009\)](#); [FY2008-FY2009 Tobacco Settlement Commission Biennial Budget \(H.B. 1168\) enacted 4/2/07 and effective 7/1/07 \(FY2008\) & 7/1/08 \(FY2009\)](#); and [Arkansas Tobacco Control Board Biennial Budget \(H.B. 1126\) enacted 3/26/07 and effective 7/1/07 \(FY2008\) & 7/1/08 \(FY2009\)](#).

CALIFORNIA

Tobacco Control Program Funding: Appropriated \$77,693,000 for tobacco prevention and cessation programs in FY2009.

[FY2009 Annual Budget \(A.B. 1781\) enacted and effective 9/23/08](#).

Smokefree Air/Smoking Restrictions: Allows the Director of Mental Health to prohibit the possession or use of tobacco products on the grounds of a state mental hospital whose director requests it subject to certain conditions.

[A.B. 3010 enacted 9/28/08 and effective 1/1/09.](#)

COLORADO

Tobacco Control Program Funding: Allocated \$26,400,000 for tobacco prevention and cessation programs in FY2009.

[FY2009 Annual Budget \(H.B. 08-1375\) enacted 4/28/08 and effective 7/1/08.](#)

Fire Safety Standards: Requires all cigarettes sold in Colorado to self-extinguish when not being smoked to help prevent cigarette-caused fires.

[S.B. 08-26 enacted 5/28/08 and effective 7/31/09.](#)

Settlement: Makes small change to provisions concerning how Master Settlement Agreement money is used.

[S.B. 08-127 enacted and effective 4/10/08.](#)

Youth Access: Prohibits the possession and use of tobacco products by minors, requires people to check photo ID before selling tobacco products to minors and makes other changes to youth access laws.

[S.B. 08-88 enacted 5/20/08 and effective 7/1/08.](#)

CONNECTICUT

Tobacco Control Program Funding: Allocated \$7,412,456 for tobacco prevention and cessation programs in FY2009.

Allocation made by decision of the [Tobacco and Health Trust Fund](#) Board of Trustees, see their FY2009 report, issued in October 2008.

Tobacco Settlement: Makes some changes to how tobacco settlement money in the Tobacco and Health Trust Fund can be spent.

[H.B. 5020 enacted 6/12/08 and effective 7/1/08.](#)

DELAWARE

Tobacco Control Program Funding: Appropriated \$10,665,600 for tobacco prevention and cessation programs in FY2009.

[FY2009 Annual Budget \(S.B. 300\) enacted and effective 7/1/08.](#)

DISTRICT OF COLUMBIA

Tobacco Control Program Funding: Allocated \$3,600,000 for tobacco prevention and cessation programs in FY2009.

[B16-913 passed by the City Council 12/19/06, signed by mayor 12/29/06, passed U.S. Congressional Review period and effective 3/14/07.](#)

Tobacco Taxes: Increases the cigarette tax by \$1.00 to \$2.00 per pack.

[B17-678 passed by city council 6/3/08, signed by mayor 6/30/08, projected to pass U.S. Congressional Review Period 9/15/08 and effective 10/1/08.](#)

Fire Safety Standards: Requires all cigarettes sold in the District of Columbia to self-extinguish when not being smoked to help prevent cigarette-caused fires.

[B17-373 passed by the city council 3/8/08, signed by the mayor 3/20/08, passed U.S. Congressional Review Period 5/13/08 and effective 7/1/08.](#)

FLORIDA

Tobacco Control Program Funding: Appropriated \$59,519,954 for tobacco prevention and cessation programs in FY2009.

[FY2009 Annual Budget \(H.B. 5001\) enacted 6/11/08 and effective 7/1/08.](#)

Settlement: Transfers over \$354 million from the Lawton Chiles Endowment Fund to the Department of Financial Services Tobacco Settlement Clearing Trust Fund to pay for specified appropriations. Funds from the Lawton Chiles Endowment Fund were also authorized to be used to cover a budget deficit under certain circumstances.

[H.B. 5001 enacted 6/11/08 and effective 6/11/08 and 7/1/08.](#)

Fire Safety Standards: Requires cigarettes sold in Florida to self-extinguish when not being smoked to help prevent cigarette-caused fires.

[H.B. 1167 enacted 6/10/08 and effective 1/1/2010.](#)

Settlement: Extends the Tobacco Settlement Trust Fund within the Agency for Persons with Disabilities indefinitely, including all current balances.

[S.B. 2106 enacted 4/21/08 and effective 7/1/08.](#)

GEORGIA

Tobacco Control Program Funding: Allocated \$2,281,670 for tobacco prevention and cessation programs in FY2009.

[FY2009 Annual Budget \(H.B. 990\) enacted 5/14/08 and effective 7/1/08.](#)

Fire-Safety Standards: Requires all cigarettes sold in Georgia to self-extinguish when not being smoked to help prevent cigarette-caused fires.

[S.B. 418 enacted 4/30/08 and effective 1/1/2010.](#)

HAWAII

Tobacco Control Program Funding: Expected non-federal expenditure of \$10,546,090 for tobacco prevention and cessation programs in 2008/2009.

[FY2008-FY2009 Budget \(H.B. 500\) enacted 6/27/07 and effective 7/1/07 \(FY2008\) & 7/1/08 \(FY2009\);](#) and expenditure for calendar year 2008 from [Hawaii Tobacco Prevention and Control Trust Fund](#).

Fire Safety Standards: Requires all cigarettes sold in Hawaii to self extinguish when not being smoked to help prevent cigarette-caused fires.

[H.B. 2438 enacted 7/7/08 and effective 9/30/09.](#)

IDAHO

Tobacco Control Program Funding: Allocated \$2,350,300 for tobacco prevention and cessation programs in FY2009.

[FY2009 Millennium Income Fund Appropriations \(S.B. 1469\) enacted 3/25/08 and effective 7/1/08 & FY2009 Appropriation for the Department of Health and Welfare \(H.B.660\) enacted 4/1/08 and effective 7/1/08.](#)

Fire Safety Standards: Requires all cigarettes sold in Idaho to self-extinguish when not being smoked to help prevent cigarette-caused fires.

[S.B. 1398 enacted 3/27/08 and effective 4/1/09.](#)

ILLINOIS

Tobacco Control Program Funding: Allocated \$8,500,000 for tobacco prevention and cessation programs in FY2009.

[FY2009 Annual Budget \(S.B. 1102\) enacted and effective 7/9/08.](#)

Youth Access: Changes the requirements regarding placement of tobacco product vending machines, prohibits the sale of tobacco products except in a sealed package with the required health warning and prohibits minors from using a fake ID to buy tobacco products.
[S.B. 2546 enacted 8/26/08 and effective 1/1/09.](#)

INDIANA

Tobacco Control Program Funding: Allocated \$15,066,000 for tobacco prevention and cessation programs in FY2009.
[FY2008-FY2009 Biennial Budget \(H.B. 1001\) enacted 5/11/07 and effective 7/1/07 \(FY2008\) & 7/1/08 \(FY2009\) & H.B. 1678 enacted 5/10/07 and effective 7/1/07.](#)

Fire Safety Standards: Requires all cigarettes sold in Indiana to self-extinguish when not being smoked to help prevent cigarette-caused fires.
[S.B. 28 enacted 3/19/08 and effective 7/1/09.](#)

Youth Access: Increases the civil penalties for violating some youth access laws, but allows the mitigation of these penalties if an employee training program meeting specified conditions is in place. Makes various other changes to youth access provisions.
[H.B. 1118 enacted 3/19/08 and effective 7/1/08.](#)

IOWA

Tobacco Control Program Funding: Allocated \$10,375,280 for tobacco prevention and cessation programs in FY2009.
[FY2009 Appropriation from Healthy Iowans Tobacco Trust \(S.F. 2417\) enacted 5/13/08 and effective 7/1/08; FY2009 Appropriations for Health and Human Services \(S.F. 2425\) enacted 5/13/08 and effective 7/1/08; and FY2009 Supplemental Appropriations bill \(H.F. 2700\) enacted 5/15/08 and effective 7/1/08.](#)

Smoking Restrictions/Smokefree Air: Prohibits smoking in almost all public places and workplaces, including restaurants and bars. Exempts the gaming floors of casinos, and private clubs with no employees when not open to the general public. Repeals explicit preemptive language.
[H.F. 2212 enacted 4/15/08 and effective 7/1/08.](#)

Tobacco Settlement: Transfers the balance of the Endowment for Iowa's Health Account to the Healthy Iowans Tobacco Trust at the end of FY2008. Repeals the Healthy Iowans Tobacco Trust and designates the Endowment for Iowa's Health Account to continue the purposes of the trust.
[S.F. 2417 enacted 5/13/08 and effective 6/30/08 and 6/30/09.](#)

Settlement/Securitization: Authorizes the securitization of the remainder of annual MSA payments to secure a lump sum payment up front.
[S.F. 2432 enacted 5/9/08 and effective 7/1/08.](#)

KANSAS

Tobacco Control Program Funding: Appropriated \$1,000,000 for tobacco prevention and cessation programs in FY2009.
[FY2009 Annual Budget \(S.B. 534\) enacted 4/21/08 and effective 7/1/08.](#)

Fire Safety Standards: Requires all cigarettes sold in Kansas to self-extinguish when not being smoked to help prevent cigarette-caused fires.
[S.B. 178 enacted 5/9/08 and effective 7/1/09.](#)

KENTUCKY

Tobacco Control Program Funding: Appropriated \$3,303,000 for tobacco prevention and cessation programs in FY2009.
[FY2009-FY2010 Biennial Budget \(H.B. 406\) enacted 4/14/08 and effective 7/1/08 \(FY2009\) and 7/1/09 \(FY2010\).](#)

LOUISIANA

Tobacco Control Program Funding: Allocated \$7,595,570 for tobacco prevention and cessation programs in FY2009.

[FY2009 Annual Budget \(H.B. 1\) enacted and effective 7/13/08.](#)

Smoking Restrictions/Smokefree Air: Restricts where in nursing homes smoking may be allowed.

[H.B. 466 enacted 6/25/08 and effective 8/15/08.](#)

Minimum Age: Requests the Department of Health and Hospitals to study issues related to prohibiting the possession of tobacco products by persons under 21.

[HCR 174 passed by House and Senate and effective 6/16/08.](#)

MAINE

Tobacco Control Program Funding: Allocated \$10,896,673 for tobacco prevention and cessation programs in FY2009.

[FY2008-FY2009 Biennial Budget \(Public Law 2007, Chap. 240 - L.D. 499\) enacted 6/7/07 and effective 7/1/07 \(FY2008\) & 7/1/08 \(FY2009\).](#)

Smoking in Vehicles with Kids: Prohibits smoking in vehicles when a child under 16 years of age is present in the vehicle. For the first year, violation is a written warning; after that it is subject to a \$50 fine per violation.

[Public Law 2007, Chap. 591 \(L.D. 2012\) enacted 4/10/08 and effective 9/1/08.](#)

Flavored Tobacco Products: Repeals the ban on the sale of hard snuff that was enacted during the 2007 legislative session.

[Public Law 2007, Chap. 487 \(L.D. 1961\) enacted and effective 3/6/08.](#)

Youth Access: Prohibits the sale of "novelty lighters" defined as a lighter that is designed to appear to be a toy, feature a flashing light or make musical sounds.

[Public Law 2007, Chap. 510 \(L.D. 2081\) enacted and effective 3/24/08.](#)

Flavored Tobacco Products: Makes changes to the criteria for granting exemptions to the ban on flavored cigarettes and cigars.

[Public Law 2007, Chap. 612 \(L.D. 2316\) enacted and effective 4/14/08.](#)

Flavored Tobacco Products: Approves the rules specifying exemptions to the ban on flavored cigarettes and cigars.

[Resolve 2007, Chap. 178 \(L.D. 2170\) enacted and effective 4/1/08.](#)

MARYLAND

Tobacco Control Program Funding: Allocated \$19,559,399 for tobacco prevention and cessation programs in FY2009.

[FY2009 Annual Budget \(S.B. 90\) enacted 4/5/08 and effective 7/1/08.](#)

MASSACHUSETTS

Tobacco Control Program Funding: Allocated \$12,225,000 for tobacco prevention and cessation programs in FY2009.

[FY2009 Annual Budget \(H.B. 4900\) enacted and effective 7/13/08.](#)

Tobacco Taxes: Increases the cigarette tax by \$1.00 to \$2.51 per pack. The revenue was dedicated to the program providing health insurance for all the state's residents.

[H.B. 4899 enacted and effective 7/1/08.](#)

Tobacco Taxes: Changes the definition of cigarette to include little cigars meaning little cigars will be taxed at the same rate as cigarettes.

[H.B. 4900 enacted and effective 7/13/08.](#)

MICHIGAN

Tobacco Control Program Funding: Appropriated \$3,680,000 for tobacco prevention and cessation programs in FY2009.

[FY2009 Department of Community Health Budget \(S.B. 1094\) enacted 7/17/08 and effective 10/1/08.](#)

Settlement/Securitization: Allows residual MSA interests to be sold to the Tobacco Settlement Financing Authority to provide net proceeds to the state of \$60 million.

[H.B. 5866 enacted and effective 4/18/08.](#)

Smoking Restrictions/Smokefree Air: Prohibits the use of tobacco products in and on the grounds of state psychiatric facilities.

[S.B. 1094 enacted 7/17/08 and effective 10/1/08.](#)

MINNESOTA

Tobacco Control Program Funding: Allocated \$20,525,168 for tobacco prevention and cessation programs in FY2009.

[FY2008-FY2009 Biennial Health and Human Services Budget \(H.F. 1078\) enacted 5/25/07 and effective 7/1/07 \(FY2008\) & 7/1/08 \(FY2009\)](#) and FY2009 [ClearWay Minnesota](#) Operating Budget.

Smoking Restrictions/Smokefree Air: Increases the penalties for a person smoking in a non-smoking hotel room.

[S.B. 2809 enacted 5/23/08 and effective 8/1/08.](#)

MISSISSIPPI

Tobacco Control Program Funding: Appropriated \$11,700,000 for tobacco prevention and cessation programs in FY2009.

[FY2009 Department of Health Appropriations \(H.B. 1602\) enacted 5/6/08 and effective 7/1/08.](#)

Settlement: Moves back the date range for repayment of \$240 million plus interest transferred from the Health Care Trust Fund to the Health Care Expendable Fund in FY2005 to FY2010 to FY2017. The date range for repayment was previously FY2009 to FY2016.

[S.B. 2912 enacted 4/30/08 and effective 7/1/08.](#)

MISSOURI

Tobacco Control Program Funding: Appropriated \$1,700,000 for tobacco prevention and cessation programs in FY2009.

[FY2009 Department of Health and Senior Services Budget \(H.B. 2010\) enacted 6/27/08 and effective 7/1/08.](#)

MONTANA

Tobacco Control Program Funding: Appropriated \$8,476,567 for tobacco prevention and cessation programs in FY2009.

[FY2008-FY2009 Biennial Budget \(H.B. 2, 1st special session 2007\) enacted 6/1/07 and effective 7/1/07 \(FY2008\) & 7/1/08 \(FY2009\).](#)

NEBRASKA

Tobacco Control Program Funding: Appropriated \$3,506,000 for tobacco prevention and cessation programs in FY2009.

[FY2008-FY2009 Biennial Budget \(L.B. 321\) enacted 5/21/07 and effective 7/1/07 \(FY2008\) & 7/1/08](#)

[\(FY2009\); FY2008-FY2009 Biennial Budget Revisions \(L.B. 959\) enacted \(some line-item vetoes overridden\) and effective 4/7/08 \(FY2008\) and 7/1/08 \(FY2009\); and L.B. 961 enacted and effective 4/2/08.](#)

Smoking Restrictions/Smokefree Air: Prohibits smoking in virtually all public places and workplaces, including restaurants, bars and gaming establishments.
[L.B. 395 enacted 2/26/08 and effective 6/1/09.](#)

Smoking Restrictions/Funding: Appropriates money from the Tobacco Prevention and Control Cash Fund in FY2009 and FY2010 to enforce the statewide smokefree law.
[L.B. 395A enacted 2/26/08 and effective 7/1/08 \(FY2009\) and 7/1/09 \(FY2010\).](#)

Settlement/Tobacco Control Program Funding: Makes changes to how Master Settlement Agreement (MSA) payments are distributed, including earmarking an additional \$500,000 each year for tobacco prevention and cessation programs.
[L.B. 961 enacted and effective 4/2/08.](#)

Settlement: Dedicates \$500,000 of MSA monies each year to a Stem Cell Research Cash Fund.
[L.B. 606 enacted and effective 3/25/08.](#)

NEVADA

Tobacco Control Program Funding: Allocated \$3,456,544 for tobacco prevention and cessation programs in FY2009.

FY2009 Allocation based on [law distributing Master Settlement Agreement payments](#) last amended in 2007/[state Department of Health](#) recommendations, effective 7/1/08.

NEW HAMPSHIRE

Tobacco Control Program Funding: Allocated \$200,000 for tobacco prevention and cessation programs in FY2009.

[FY2008-FY2009 Biennial Budget \(H.B. 1\) enacted 6/29/07 and effective 7/1/07 \(FY2008\) & 7/1/08 \(FY2009\).](#)

Tobacco Taxes: Increases the cigarette tax by 25 cents to \$1.33 per pack if the existing cigarette tax does not generate \$50 million in revenue between July 1, 2008 and September 30, 2008.

[S.B. 321 enacted 6/27/08 and effective 10/15/08.](#)

Tobacco Taxes: Changes the definition of cigarette for tobacco tax purposes to include little cigars meaning the state tax rate on them will now be \$1.08 per 20 cigars.

[H.B. 1309 enacted 6/23/08 and effective 7/1/08.](#)

Tobacco Product Licensing: Moves responsibility for licensing of entities dealing in tobacco products to the state Liquor Commission, and changes licensing provisions and fees.

[S.B. 317 enacted 7/7/08 and effective 1/1/09.](#)

Youth Access: Repeals the restrictions on placement of tobacco product vending machines.

[S.B. 317 enacted 7/7/08 and effective 1/1/09.](#)

Settlement/Tobacco Control Programs: Eliminates the Tobacco Use Advisory Committee and the specific percentage going to tobacco control programs under the state Comprehensive Cancer Plan.

[H.B. 1231 enacted 6/6/08 and effective 6/6/08 and 8/5/08.](#)

Smoking Restrictions/Smokefree Air: Sets administrative fines for violation of New Hampshire's law restricting smoking.

[S.B. 532 enacted 7/2/08 and effective 1/1/09.](#)

NEW JERSEY

Tobacco Control Program Funding: Allocated \$9,100,000 for tobacco prevention and cessation programs in FY2009.

[FY2009 Annual Budget \(A.B. 2800\) enacted 6/30/08 and effective 7/1/08.](#)

Flavored Tobacco Products: Prohibits the sale of flavored cigarettes that have a distinguishable flavor, taste or aroma other than tobacco, clove or menthol prior to or during consumption.

[S.B. 613 enacted 10/1/08 and effective 11/30/08.](#)

Smoking Restrictions/Smokefree Air: Allows smoking to be prohibited on the grounds of state psychiatric hospitals if a smoking cessation program is offered a year before the policy takes effect and as long as smoking is prohibited on the grounds. The Commissioner of Human Services may prohibit smoking on the grounds of other human services facilities subject to the same conditions.

[S.B. 625 enacted 4/7/08 and effective 7/7/08.](#)

Tobacco Tax: Permits the use of encrypted counterfeit-resistant cigarette tax stamps on cigarettes sold in New Jersey.

[A.B. 786 enacted and effective 10/31/08.](#)

NEW MEXICO

Tobacco Control Program Funding: Appropriated \$9,615,000 for tobacco prevention and cessation programs in FY2009.

[FY2009 Annual Budget \(H.B. 2\) enacted 2/12/08 and effective 7/1/08.](#)

NEW YORK

Tobacco Control Program Funding: Allocated \$80,400,000 for tobacco prevention and cessation programs in FY2009.

[FY2009 Department of Health and Mental Hygiene Annual Budget \(S.B. 6804\) enacted and effective 4/23/08.](#)

Tobacco Tax: Increases the cigarette tax by \$1.25 to \$2.75 per pack. Also, changes the tax on snuff to a weight-based tax of 96 cents/oz.

[S.B. 6807 enacted 4/23/08 and effective 6/3/08 and 7/1/08.](#)

Smoking Restrictions/Smokefree Air: Prohibits smoking in all public and private college dormitories in the state.

[A.B. 538 enacted 7/7/08 and effective 8/15/08.](#)

Cessation Coverage: Authorizes accident and health insurers, medical and health service corporations, and health maintenance organizations to establish wellness programs in conjunction with the issuance of insurance policies, including reimbursement of the cost of participating in smoking cessation programs.

[A.B. 10884 enacted and effective 9/25/08.](#)

Settlement: Specifies that roll-your-own tobacco manufacturers are subject to some state Master Settlement Agreement enforcement provisions.

[S.B. 8291 enacted 9/4/08 and effective 4/16/09.](#)

NORTH CAROLINA

Tobacco Control Program Funding: The Health and Wellness Trust Fund Commission allocated \$17,100,000 for tobacco prevention and cessation related initiatives in FY2009.

Allocated by decision of the [Health and Wellness Trust Fund Commission](#), effective 7/1/08.

Smoking Restrictions/Smokefree Air: Clarifies that local community colleges can implement a policy prohibiting tobacco use on their campuses.

[S.B. 1669 enacted and effective 7/11/08.](#)

Smoking Restrictions/Smokefree Air: Prohibits smoking in state-owned vehicles, and allows local governments to prohibit smoking in vehicles under their control.
[S.B. 1681 enacted 8/2/08 and effective 1/1/09.](#)

NORTH DAKOTA

Tobacco Control Program Funding: Appropriated \$3,134,198 for tobacco prevention and cessation programs in FY2009.

[FY2008-FY2009 Biennial Department of Health Budget \(H.B. 1004\) enacted 5/3/07 and effective 7/1/07 \(FY2008\) & 7/1/08 \(FY2009\).](#)

Settlement/Tobacco Control Program Funding: On November 4, North Dakota voters approved Measure 3, a ballot initiative to fund comprehensive tobacco control initiatives at or above levels recommended by the Centers for Disease Control and Prevention through a Tobacco Prevention and Control Advisory Committee. The Governor appoints the advisory committee subject to certain guidelines. Funding will not be appropriated to implement the measure until 2009.

[North Dakota Statutory Measure 3](#), approved by voters 11/4/08 and effective 12/08.

OHIO

Tobacco Control Program Funding: Allocated \$6,507,250 for tobacco prevention and cessation programs in FY2009.

FY2009 allocation from MSA payments made by Ohio Department of Health, effective 7/1/08 & [FY2008-FY2009 Biennial Budget \(H.B. 119\) enacted 6/30/07 and effective 7/1/07 \(FY2008\) and 7/1/08 \(FY2009\).](#)

Settlement/Tobacco Prevention Spending: Abolishes the Tobacco Use Prevention and Control Foundation and transfers \$40 million of the endowment into a newly-created tobacco-use prevention fund within the state Department of Health to fund state tobacco control initiatives in the remainder of FY2008 and FY2009. The remainder of the endowment was transferred to a Jobs Fund to help fund an economic stimulus plan.

[H.B. 544 enacted and effective 5/6/08.](#)

OKLAHOMA

Tobacco Control Program Funding: Allocated \$18,000,000 for tobacco prevention and cessation programs in FY2009.

[FY2009 Annual Budget \(H.B. 2276\) enacted 4/29/08 and effective 7/1/08](#) & interest generated by the [Tobacco Settlement Endowment Trust Fund](#) and certified for use in FY2009.

Fire Safety Standards: Requires all cigarettes sold in Oklahoma to self-extinguish when not being smoked to help prevent cigarette-caused fires.

[H.B. 3341 enacted 5/12/08 and effective 1/1/09.](#)

OREGON

Tobacco Control Program Funding: Appropriated \$7,900,000 for tobacco prevention and cessation programs in FY2009.

[FY2008-FY2009 Department of Human Services Biennial Budget \(H.B. 5031\) enacted and effective 7/3/07 \(FY2008\) & 7/1/08 \(FY2009\).](#)

PENNSYLVANIA

Tobacco Control Program Funding: Allocated \$32,054,000 for tobacco prevention and cessation programs in FY2009.

FY2009 Allocation based on [Title 35 PA Statutes, chap. 27E](#), effective 7/1/08 and [H.B. 1297 enacted and effective 7/4/08.](#)

Smoking Restrictions/Smokefree Air: Prohibits smoking in many public places and workplaces, but exempts some restaurants, all bars and up to 50 percent of casino floors. Does not repeal preemption. [S.B. 246 enacted 6/13/08 and effective 9/11/08.](#)

Fire Safety Standards: Requires all cigarettes sold in Pennsylvania to self-extinguish when not being smoked to help prevent cigarette-caused fires. [H.B. 1612 enacted 7/4/08 and effective 1/1/09.](#)

Settlement/Tobacco Prevention Funding: Re-directed some of the annual MSA monies to other purposes for FY2009 only, including re-directing 25 percent of the money supposed to go tobacco control programs. Changed other provisions related to the Tobacco Settlement Fund for FY2009 only. [S.B. 1297 enacted and effective 7/4/08.](#)

RHODE ISLAND

Tobacco Control Program Funding: Allocated \$925,736 for tobacco prevention and cessation programs in FY2009. [FY2009 Annual Budget \(H.B. 7390\) enacted 6/26/08 and effective 7/1/08.](#)

Tobacco Taxes: Creates a separate section of the tax statutes for little cigars, and requires licensure of entities dealing in little cigars. Permanently caps the tax on cigars at 50 cents per cigar. [H.B. 7350 enacted and effective 6/27/08.](#)

Tobacco Industry Protection: Caps the amount of the appeal bond required to appeal a lawsuit judgment for Master Settlement Agreement signatories at \$50 million collectively regardless of the value of the judgment. Allows an exception for intentional dissipation of assets. [H.B. 7882/S.B. 2509](#) enacted (became law without governor's signature) and effective 7/4/08 and 7/8/08 respectively.

SOUTH CAROLINA

Tobacco Control Program Funding: No state money was appropriated for tobacco prevention and cessation programs in FY2009. [FY2009 Annual Budget \(H.B. 4800\) enacted 6/4/08 and effective 7/1/08.](#)

Fire Safety Standards: Requires all cigarettes sold in South Carolina to self-extinguish when not being smoked to help prevent cigarette-caused fires. [H.B. 4900 enacted by veto override 6/5/08 and effective 1/1/2010.](#)

Smoking Restrictions/Preemption: The South Carolina Supreme Court ruled unanimously that existing South Carolina law does not prevent local communities from passing stronger ordinances restricting or prohibiting smoking in public places and workplaces. [Foothills Brewing Concern v. City of Greenville, decided 3/31/08.](#)

SOUTH DAKOTA

Tobacco Control Program Funding: Appropriated \$5,000,000 for tobacco prevention and cessation programs in FY2009. [FY2009 Annual Budget \(S.B. 203\) enacted 3/13/08 and effective 7/1/08.](#)

Smoking Restrictions/Smokefree Air: Requires establishments with full service on-sale restaurant licenses as defined to prohibit smoking. [S.B. 126 enacted 3/13/08 and effective 7/1/08.](#)

TENNESSEE

Tobacco Control Program Funding: Appropriated \$5,000,000 for tobacco prevention and cessation programs in FY2009. [FY2009 Annual Budget \(S.B. 4213\) enacted 6/23/08 and effective 7/1/08.](#)

Fire Safety Standards: Requires all cigarettes sold in Tennessee to self-extinguish when not being smoked to help prevent cigarette-caused fires.
[S.B. 2306 enacted 5/15/08 and effective 1/1/2010.](#)

Smoking Restrictions/Smokefree Air: Exempts places of worship from the sign posting requirement of the statewide smoking restrictions.
[S.B. 2606 enacted and effective 5/12/08.](#)

Youth Access: Prohibits the sale of novelty lighters as defined with a few narrow exceptions.
[H.B. 3107 enacted 4/23/08 and effective 7/1/08.](#)

Tobacco Licensing: Makes changes to licensing requirements regarding entities that sell or handle tobacco products.
[H.B. 3874 enacted 6/3/08 and effective 7/1/08.](#)

TEXAS

Tobacco Control Program Funding: Appropriated \$13,050,003 for tobacco prevention and cessation programs in FY2009.
[FY2008-FY2009 Biennial Budget \(H.B. 1\) enacted 6/15/07 and effective 9/1/07 \(FY2008\) & 9/1/08 \(FY2009\).](#)

UTAH

Tobacco Control Program Funding: Allocated \$7,155,600 for tobacco prevention and cessation programs in FY2009.
[FY2009 Annual Budget \(S.B. 1\) enacted 2/4/08 and effective 7/1/08.](#)

Tobacco Taxes: Changes the tax on moist snuff to a weight-based tax of 75 cents per ounce.
[H.B. 356 enacted 3/17/08 and effective 7/1/08.](#)

VERMONT

Tobacco Control Program Funding: Appropriated \$5,224,947 for tobacco prevention and cessation programs in FY2009.
[FY2009 Annual Budget \(H.B. 891\) enacted 6/7/08 and effective 7/1/08.](#)

Youth Access/Internet Sales: Prohibits the delivery of tobacco products ordered by mail or over the Internet to anyone in the state except specified licensed entities.
[S.B. 344 enacted 5/6/08 and effective 7/1/08.](#)

Tobacco Licensing: Makes the Department of Liquor Control responsible for issuing tobacco retailer licenses instead of the legislative bodies of municipalities.
[H.B. 149 enacted 5/5/08 and effective 7/1/08.](#)

VIRGINIA

Tobacco Control Program Funding: Allocated \$12,700,000 for tobacco prevention and cessation programs in FY2009.
[FY2009-FY2010 Biennial Budget \(H.B. 30\) enacted 5/9/08 and effective 7/1/08 \(FY2009\) & 7/1/09 \(FY2010\).](#)

Fire Safety Standards: Requires all cigarettes sold in Virginia to self-extinguish when not being smoked to help prevent cigarette-caused fires.
[S.B. 208/H.B. 228](#) enacted 3/2/08 and 3/5/08 respectively and effective 1/1/2010.

Settlement: Allocates 50 percent of the Master Settlement Agreement strategic contribution payment received in 2009 and 2010 to the Virginia Health Care Fund.

[H.B. 30 enacted 5/9/08 and effective 7/1/08.](#)

Settlement: Allocates 50 percent of the Master Settlement Agreement strategic contribution payment received in 2008 to the Virginia Health Care Fund.

[H.B. 29 enacted and effective 4/11/08.](#)

WASHINGTON

Tobacco Control Program Funding: Appropriated \$27,191,000 for tobacco prevention and cessation programs in FY2009.

[FY2008-FY2009 Biennial Budget \(H.B. 1128\) enacted 5/15/07 and effective 7/1/07 \(FY2008\) & 7/1/08 \(FY2009\).](#)

Fire Safety Standards: Requires all cigarettes sold in Washington to self-extinguish when not being smoked to help prevent cigarette-caused fires.

[S.B. 5642 enacted 3/28/08 and effective 8/1/09.](#)

Cessation Coverage: Requires the Department of Social and Health Services to provide coverage under the state Medicaid program for smoking cessation counseling and prescription and non-prescription drugs. Allows unspecified limitations on coverage by rule.

[S.B. 6421 enacted 3/28/08 and effective 6/11/08 \(funding was provided in budget bill\).](#)

WEST VIRGINIA

Tobacco Control Program Funding: Appropriated \$5,678,687 for tobacco prevention and cessation programs in FY2009.

[FY2009 Annual Budget \(S.B. 150\) enacted 3/21/08 and effective 7/1/08.](#)

WISCONSIN

Tobacco Control Program Funding: Allocated \$15,250,000 for tobacco prevention and cessation programs in FY2009.

[FY2008-FY2009 Biennial Budget \(S.B. 40\) enacted and effective 10/26/07 \(FY2008\) & 7/1/08 \(FY2009\).](#)

Fire Safety Standards: Requires all cigarettes sold in Wisconsin to self-extinguish when not being smoked to help prevent cigarette-caused fires.

[A.B. 717 enacted 4/8/08 and effective 11/1/09.](#)

WYOMING

Tobacco Control Program Funding: Allocated \$6,020,599 for tobacco prevention and cessation programs in FY2009.

[FY2009-FY2010 Biennial Budget \(S.B. 1\) enacted 3/5/08 and effective 7/1/08 \(FY2009\) & 7/1/09 \(FY2010\).](#)