



## **Tobacco Control Legislation Passed in 2014 - by State**

### **ALABAMA**

Tobacco Control Program Funding: Allocated \$362,000 for tobacco prevention and cessation programs in FY2015. FY2015 MSA Payment Annual Budget (H.B. 229) enacted 4/7/14 and effective 10/1/14.

Tobacco Taxes: Makes some changes to the way cigars are taxed in the state, and amends other provisions related to tobacco taxes.

H.B. 404 enacted 4/2/14 and effective 10/1/14.

Tobacco Settlement: Adds a definition of importer and otherwise amends state laws dealing with implementing the tobacco Master Settlement Agreement in Alabama.

H.B. 484 enacted and effective 4/8/14.

Sales of Tobacco Products: Prohibits "public assistance benefits" as defined from being used to purchase tobacco products among other items and services. Prescribes penalties for violation.

S.B. 116 enacted 4/10/14 and effective 7/1/14.

### **ALASKA**

Tobacco Control Program Funding: Allocated \$9,748,000 for tobacco prevention and cessation programs in FY2015. FY2015 Annual Budget (H.B. 266) enacted 5/28/14 and effective 7/1/14.

Tobacco Taxes: Allows the Department of Revenue to enter into agreements with municipalities that have local tobacco taxes to do administration jointly in several specified ways.

H.B. 193 enacted 7/10/14 and effective 10/8/14.

### **ARIZONA**

Tobacco Control Program Funding: Allocated \$19,389,900 for tobacco prevention and cessation programs in FY2015. FY2015 General Appropriations (H.B. 2703) enacted 4/11/14 and effective 7/1/14.

Tobacco Product Laws: Makes a variety of changes to state tobacco product laws, including those dealing with licensing of tobacco product distributors, tobacco taxes and enforcement of the Master Settlement Agreement.

Requires different tax stamps for tobacco products sold to tribal members on Native American reservations.

H.B. 2674 enacted 4/22/14 and effective 12/31/14.

### **ARKANSAS**

Tobacco Control Program Funding: Allocated \$16,767,665 for tobacco prevention and cessation programs in FY2015. FY2015 Tobacco Prevention and Control Program Budget (H.B. 1055) enacted 2/25/14 and effective 7/1/14.

### **CALIFORNIA**

Tobacco Control Program Funding: Appropriated \$58,907,000 for tobacco prevention and cessation programs in FY2015.

FY2015 Annual Budget (S.B. 852) enacted 6/20/14 and effective 7/1/14.

Smokefree Air: Prohibits smoking tobacco inside licensed family day care homes at all times.

A.B. 1819 enacted 9/19/14 and effective 1/1/15.

Smokefree Air: Prohibits smoking within 25 feet of the common commerce areas of certified farmer's markets.

A.B. 2539 enacted 9/30/14 and effective 1/1/15.

Youth Access Laws: Exempts persons under age 18 from penalties for purchasing or possessing tobacco products if they are participating in activities to determine or evaluate youth purchase rates.  
S.B. 1465 enacted and effective 9/18/14.

Tobacco Prevention and Cessation: Requires the Medi-Cal Access Program under the state Department of Social Services to develop protocols related to health education for tobacco use & provide health education services related to tobacco use for all program participants as specified.  
S.B. 857 enacted 6/20/14 and effective 7/1/14.

## **COLORADO**

Tobacco Control Program Funding: Allocated \$23,103,718 for tobacco prevention and cessation programs in FY2015. FY2015 Annual Budget (H.B. 14-1336) enacted 4/30/14 and effective 7/1/14.

Use of Tobacco Settlement Payments: Allocates any disputed Master Settlement Agreement payments received by the state in this or future fiscal years.  
S.B. 14-104 enacted and effective 3/27/14 & H.B. 14-1394 enacted and effective 6/6/14.

E-Cigarettes/Sales to Minors: Creates a new "cigarette, tobacco product and nicotine product" definition, and prohibits the sale of any of these products to minors. Also, applies most youth access laws to these products.  
S.B. 14-18 enacted and effective 4/11/14.

## **CONNECTICUT**

Tobacco Control Program Funding: Allocated \$3,511,833 for tobacco prevention and cessation programs in FY2015. CONN. GEN. STAT. § 4-28f (2013) as amended by H.B. 6705, sect. 151 enacted and effective 6/19/13.

E-Cigarettes/Sales to Minors: Prohibits the sale to and purchase/possession in public places by persons under age 18 of electronic nicotine delivery systems and vapor products as defined. Weakens penalties for selling tobacco products to persons under 18 by allowing employers, dealers and distributors and owners to skip penalties for a first violation if they take an online tobacco education course.  
S.B. 24 enacted 6/3/14 and effective 10/1/14.

Use of Tobacco Settlement Dollars: Removes provision that would have stopped the Tobacco and Health Trust Fund from operating in FY2016, and allows up to \$12 million per fiscal year to be used by the trust fund board for tobacco prevention programs and other purposes.  
S.B. 24 enacted 6/3/14 and effective 10/1/14.

Use of Tobacco Settlement Dollars: Amends existing transfers and makes new transfers from the Tobacco Settlement Fund and Tobacco and Health Trust Fund to other specific purposes and the state general fund in FY2014 and FY2015.  
H.B. 5596 enacted 5/29/14 and parts effective 5/29/14 and 7/1/14.

Use of Tobacco Settlement Dollars: Amends where a small portion of Master Settlement Agreement (MSA) payments are directed permanently and transfers of MSA dollars from the Tobacco and Health Trust Fund to the general fund in FY2014 & FY2015.  
H.B. 5597, sect. 138, 214 to 216 enacted 6/13/14 and parts effective 6/13/14 and 7/1/14.

## **DELAWARE**

Tobacco Control Program Funding: Appropriated \$8,600,000 for tobacco prevention and cessation programs in FY2015. FY2015 Annual Budget (S.B. 255) enacted and effective 7/1/14.

E-Cigarettes/Sales to Minors: Prohibits the sale to and purchase by persons under age 18 of tobacco substitutes, the definition of which includes e-cigarettes. Applies most state youth access and sales restriction laws that apply to tobacco products to tobacco substitutes, but does not require retailers of tobacco substitutes to obtain a license or permit.  
H.B. 241 enacted and effective 6/16/14.

Tobacco Products/Prisons: Adds tobacco and nicotine products as items considered contraband in state correctional facilities.  
S.B. 174 enacted and effective 7/29/14.

## **DISTRICT OF COLUMBIA**

Tobacco Control Program Funding: Allocated \$2,000,000 for tobacco prevention and cessation programs in FY2015. FY2015 Budget Request Act (B20-749) passed by the City Council 5/28/14 and enacted (mayor's line-item veto overridden by City Council) 7/11/14; HJR 124 (continuing appropriations at FY2014 levels) passed by U.S. Congress 9/18/14, signed by President 9/19/14 and effective 10/1/14 to 12/11/14; HJR 130 (continuing appropriations at FY2014 levels) passed by U.S. Congress 12/11/14, signed by President and effective 12/12/14 to 12/13/14; HJR 131 (continuing appropriations at FY2014 levels) passed by U.S. Congress 12/13/14, signed by President and effective 12/13/14 to 12/15/14; and HR 83 passed by U.S. Congress 12/13/14, signed by President and effective 12/16/14.

Tobacco Settlement: Allows the Attorney General to share information with a data clearinghouse to implement a settlement over Master Settlement Agreement payments between the District of Columbia and certain tobacco companies.

B20-705 passed the city council 4/8/14, signed by mayor 4/28/14, passed U.S. Congressional Review period and effective 6/21/14; temporary law expires 1/30/15.

## **FLORIDA**

Tobacco Control Program Funding: Appropriated \$66,613,730 for tobacco prevention and cessation programs in FY2015.

FY2015 Annual Budget (H.B. 5001) enacted 6/2/14 and effective 7/1/14.

E-Cigarettes/Sales to Minors: Prohibits the sale to and possession by persons under age 18 of nicotine products and nicotine dispensing devices as defined. Applies most state youth access laws that apply to tobacco products to these products, but does not require retailers of these products to obtain a license/permit.

S.B. 224 enacted 6/13/14 and effective 7/1/14.

Tobacco Taxes: Makes a small change to the percentage of cigarette tax revenue going to a specific purpose.

H.B. 5601 enacted and effective 5/12/14.

## **GEORGIA**

Tobacco Control Program Funding: Allocated \$1,750,000 for tobacco prevention and cessation programs in FY2015. FY2015 Annual Budget (H.B. 744) enacted 4/28/14 and effective 7/1/14.

E-Cigarettes/Sales to Minors: Prohibits the sale to and purchase by persons under age 18 of alternative nicotine products and vapor products, which as defined include most electronic cigarettes. Applies most youth access laws to these products as well, but does not require retailers of the products to obtain licenses like other tobacco products.

H.B. 251 enacted 4/15/14 and effective 7/1/14.

## **HAWAII**

Tobacco Control Program Funding: Allocated \$7,539,442 for tobacco prevention and cessation programs in 2014/2015. Allocation for calendar year 2014 from Hawaii Tobacco Prevention and Control Trust Fund & portion of other Master Settlement Agreement (MSA) funds allocated pursuant to HAW. REV. STAT. § 328L-2.

Smokefree Air: Prohibits smoking in all enclosed areas, including living units, of public housing projects, elder or elderly households and state low-income housing projects. Also, prohibits smoking within 20 feet of each building and entrances, exits, windows or ventilation intakes.

S.B. 651 enacted and effective 6/16/14.

Medical Marijuana/Multi-Unit Housing: Prohibits evictions of tenants for use of medical marijuana unless a tenant can also be evicted for tobacco smoking and the medical marijuana is smoked. Exempts condominiums that officially prohibit use of medical marijuana.

H.B. 1503 enacted 4/30/14 and effective 11/1/14.

## **IDAHO**

Tobacco Control Program Funding: Allocated \$4,832,000 for tobacco prevention and cessation initiatives in FY2015. FY2015 Millennium Income Fund Appropriations (S.B. 1382) enacted (became law without the governor's signature) 4/1/14 and effective 7/1/14 & FY2015 Department of Health and Welfare Public Health Services Appropriations (S.B. 1383) enacted 3/26/14 and effective 7/1/14.

## **ILLINOIS**

Tobacco Control Program Funding: Appropriated \$11,100,000 for tobacco prevention and cessation programs in FY2015.  
FY2015 Annual Budget (H.B. 6096) enacted 6/30/14 and effective 7/1/14.

Smokefree College Campuses: Prohibits smoking on the campuses of all state-supported institutions of higher education as defined. Includes provisions on implementation of the law and communication about the law to students and employees.  
S.B. 2202 enacted and effective 8/18/14.

Licensing for Sales of Tobacco Products: Requires retailers of cigarettes and tobacco products to obtain a license for the Department of Revenue. Establishes a \$75 annual license fee and applies many licensing provisions applicable to distributors of cigarettes and tobacco products to retailers.  
H.B. 2494 enacted 8/26/14 and effective 1/1/16.

Smokefree Air: Amends the Illinois Smokefree Air Act to allow smoking in a certain convention hall where a meeting or trade show for manufacturers and suppliers of tobacco products and accessories is being held under certain conditions. Applies penalties if businesses do not post signs or remove ashtrays.  
S.B. 852 enacted and effective 8/22/14.

E-Cigarettes/Child-Resistant Packaging: Requires liquids sold and marketed for use in electronic cigarettes to be sold in special packaging with standards established by rule by the state Department of Public Health. Exempts sealed, pre-filled, or disposable replacement cartridges.  
H.B. 5689 enacted 8/22/14 and effective 1/1/15.

E-Cigarettes/Youth Access Laws: Prohibits alternative nicotine products, which as defined includes e-cigarettes, from being sold except behind the counter, in an age-restricted area or in a sealed display case.  
H.B. 5868 enacted 8/18/14 and effective 1/1/15.

## **INDIANA**

Tobacco Control Program Funding: Appropriated \$5,750,000 for tobacco prevention and cessation programs in FY2015.  
FY2014-FY2015 Biennial Budget (H.B. 1001) enacted 5/8/13 and effective 7/1/13 (FY2014) & 7/1/14 (FY2015).

## **IOWA**

Tobacco Control Program Funding: Allocated \$5,528,361 for tobacco prevention and cessation programs in FY2015.  
FY2015 Appropriations for Health and Human Services (H.F. 2463) enacted 5/30/14 and effective 7/1/14.

E-Cigarettes/Sales to Minors: Prohibits the sale of and purchase/possession by persons under age 18 of alternative nicotine products and vapor products, which as defined include most electronic cigarettes. Applies most state tobacco youth access laws to these products. Requires retailers, wholesalers, distributors and vendors of alternative nicotine products and vapor products to obtain a license/permit.  
H.F. 2109 enacted 5/23/14 and effective 7/1/14.

## **KANSAS**

Tobacco Control Program Funding: Appropriated \$946,671 for tobacco prevention and cessation programs in FY2015.  
FY2015 Annual Budget (H.B. 2231) enacted 5/16/14 and effective 7/1/14.

## **KENTUCKY**

Tobacco Control Program Funding: Appropriated \$2,486,300 for tobacco prevention and cessation programs in FY2015.  
FY2015-FY2016 Biennial Budget (H.B. 235) enacted 4/11/14 and effective 7/1/14 (FY2015) and 7/1/15 (FY2016).

Smokefree Air/Tobacco-Free Govt. Buildings: Tobacco and e-cigarette use are prohibited on all property owned, leased or contracted for use by the executive branch of state government. This includes state-managed healthcare facilities and veterans centers, but exempts certain outdoor areas of state property such as state parks.  
Exec. Order 2014-0747 signed by governor 9/4/14 and effective 11/20/14.

E-Cigarettes/Sales to Minors: Prohibits the sale to and purchase/possession by persons under age 18 of alternative nicotine products and vapor products (which includes most electronic cigarettes) as defined. Applies most state youth access laws to these products as well.  
S.B. 109 enacted and effective 4/10/14.

## **LOUISIANA**

Tobacco Control Program Funding: Allocated \$6,800,000 for tobacco prevention and cessation programs in FY2015. FY2015 Annual Budget (H.B. 1) enacted 6/19/14 and effective 7/1/14.

E-cigarettes/Sales to Minors: Prohibits the sale to and purchase/possession by persons under age 18 of alternative nicotine products and vapor products, which as defined includes most electronic cigarettes. Applies most laws limiting youth access to tobacco products to these products. Requires retailers of these products to obtain a permit from the Office of Alcohol and Tobacco Control.  
S.B. 12 enacted and effective 5/28/14.

Smokefree Air: Prohibits smoking within 25 feet of public entrances to state office buildings and wheelchair ramps or other structures that facilitate access to such buildings by persons with disabilities.  
H.B. 168 enacted 6/9/14 and effective 1/1/15.

Smokefree Air: Prohibits smoking within 200 feet of the entrances, exits and outdoor areas of schools with certain limited exceptions. Requires posting of signs and marking of smokefree areas as specified.  
S.B. 514 enacted and effective 6/9/14.

Tobacco Products/Littering: Adds cigarettes and cigars to the definition of litter, prohibits the intentional disposal or permitting disposal of cigarettes or cigars from motor vehicles and prescribes penalties.  
H.B. 1075 enacted 5/16/14 and effective 8/1/14.

Licensing for Sales of Tobacco Products: Specifies that tobacco permits are not transferable, assignable or inheritable, and modifies other provisions related to this.  
H.B. 346 enacted and effective 5/7/14.

Tobacco Product Sales/Government Benefits: Prohibits the purchase of tobacco products using Family Independence Temporary Assistance Program or Kinship Care Subsidy Program funds.  
H.B. 1176 enacted and effective 6/23/14.

Tobacco Settlement: Amends state laws dealing with enforcement of the Master Settlement Agreement against non-participating manufacturers.  
H.B. 1166 enacted 5/30/14 and effective 8/1/14.

## **MAINE**

Tobacco Control Program Funding: Allocated \$8,164,690 for tobacco prevention and cessation programs in FY2015. FY2014-FY2015 Biennial Budget (Pub. Law 2013, chap. 368/L.D. 1079) enacted (by veto override) 6/26/13 and effective 7/1/13 (FY2014) & 7/1/14 (FY2015); and Biennial Budget Amendments (Pub. Law 2013, chap. 595/L.D. 1858) enacted (by veto override) 5/1/14 and effective 5/1/14 (FY2014) & 7/1/14 (FY2015).

Cessation Coverage: Requires Maine's state Medicaid program to cover nearly all recommended tobacco cessation medications and forms of counseling for its enrollees.  
Pub. Law 2013, chap. 444/L.D. 386 enacted (by veto override) 1/21/14 and parts effective 1/21/14 & 7/1/14.

## **MARYLAND**

Tobacco Control Program Funding: Allocated \$8,502,100 for tobacco prevention and cessation programs in FY2015. FY2015 Annual Budget (S.B. 170) enacted (became law without the governor's signature) 4/5/14 and effective 7/1/14.

## **MASSACHUSETTS**

Tobacco Control Program Funding: Allocated \$3,868,096 for tobacco prevention and cessation programs in FY2015. FY2015 Annual Budget (H.B. 4001) enacted and effective 7/11/14.

## **MICHIGAN**

Tobacco Control Program Funding: Allocated \$1,500,000 for tobacco prevention and cessation programs in FY2015. FY2015 Annual Budget (H.B. 5313) enacted 6/30/14 and effective 10/1/14.

Use of Tobacco Settlement Dollars: Amends where Master Settlement Agreement funds not sold to the Michigan Tobacco Settlement Finance Authority are dedicated, including dedicating \$17.5 million per year to Countercyclical Budget and Economic Stabilization Fund.

H.B. 5573 enacted and effective 6/20/14.

Tobacco Taxes: Changes how a portion of cigarette tax revenue is allocated, dedicates \$3 million plus inflation in future fiscal years to the Michigan state capitol historic site fund for specified purposes.

S.B. 678 enacted and effective 6/28/14.

Tobacco Taxes: Makes changes to various laws implementing taxes on cigarettes and tobacco products.

S.B. 1017 enacted and effective 9/30/14.

## **MINNESOTA**

Tobacco Control Program Funding: Allocated \$22,340,333 for tobacco prevention and cessation programs in FY2015. FY2014-FY2015 Biennial Health and Human Services Budget (H.F. 1233) enacted 5/23/13 and effective 7/1/13 (FY2014) & 7/1/14 (FY2015); FY2014-FY2015 Supplemental Appropriations (H.F. 3172) enacted 5/20/14 and effective 5/20/14 (FY2014) & 7/1/14 (FY2015); and FY2015 ClearWay Minnesota Operating Budget.

Smokefree Air: Prohibits foster care children from being exposed to secondhand smoke in licensed foster care homes and enclosed spaces connected to the home and vehicles when foster care children are being transported.

H.B. 2402, Art. 1, sect. 9 enacted 5/21/14 and effective 8/1/14.

Use of E-Cigarettes in Certain Locations: Prohibits the use of electronic cigarettes/electronic delivery devices as defined in public schools, including vehicles and prohibits the possession by persons under age 18 of all tobacco products and electronic delivery devices. The use of electronic cigarettes/electronic delivery devices is also prohibited in most state and local government buildings, child care facilities and health care facilities.

H.B. 2402, Art. 6, sect. 4-7 enacted 5/21/14 and effective 8/1/14.

E-Cigarettes/Sales and Licensing: Adds a new definition for electronic delivery devices, and applies all youth access and tobacco sales restrictions already in state law to them. Requires electronic delivery device retailers to obtain a license from the county or city where they sell their products.

H.B. 2402, Art. 6, sect. 28-30, 33 & 34 enacted 5/21/14 and effective 8/1/14.

E-Cigarettes/Child Resistant Packaging: Requires all liquid, whether or not it contains nicotine, intended for use in an electronic delivery device to be contained in child-resistant packaging as defined.

H.B. 2402, sect. 31 enacted 5/21/14 and effective 1/1/15.

Tobacco Product Sales/Moveable Locations: Prohibits the sale of tobacco, tobacco-related devices or electronic delivery devices as defined from moveable places of business, including kiosks and motorized or non-motorized vehicles.

H.B. 2402, sect. 32 enacted 5/21/14 and effective 8/1/14 or 1/1/15.

## **MISSISSIPPI**

Tobacco Control Program Funding: Appropriated \$10,900,000 for tobacco prevention and cessation programs in FY2015.

FY2015 Department of Health Appropriations (H.B. 1495) enacted 4/11/14 and effective 7/1/14.

Use of Tobacco Settlement Dollars: Amends law to direct calendar 2014, 2015 and all future annual tobacco settlement installment payments to the Health Care Expendable Fund.

S.B. 2503 enacted 4/24/14 and effective 7/1/14.

## **MISSOURI**

Tobacco Control Program Funding: Allocated \$70,788 for tobacco prevention and cessation initiatives in FY2015.

FY2015 Department of Health and Senior Services Budget (H.B. 2010) enacted 6/24/14 and effective 7/1/14 (some line item vetoes overridden 9/10/14).

E-Cigarettes/Sales to Minors: Prohibits the sale to and purchase/possession by persons under age 18 of alternative nicotine products and vapor products, which as defined include most e-cigarettes. Applies virtually all laws limiting youth access to tobacco products to these products. Requires retailers of the products to get a retail sales tax license. Prohibits taxation or regulation of e-cigarettes as tobacco products.  
S.B. 841 enacted (by veto override) and effective 9/10/14.

Tobacco Product Sales: Prohibits people receiving Temporary Assistance for Needy Families and Supplementary Nutrition Assistance Program benefits from being used to purchase tobacco products. Also, prohibits retail stores from knowingly accepting such benefits to purchase tobacco products.  
S.B. 680 enacted 6/20/14 and effective 9/28/14.

## **MONTANA**

Tobacco Control Program Funding: Allocated \$5,400,000 to tobacco prevention and cessation programs in FY2015. FY2014-FY2015 Biennial Budget (H.B. 2) enacted 5/3/13 and effective 7/1/13 (FY2014) & 7/1/14 (FY2015).

Youth Access/Licensing Laws: Executive order that designates the agency charged with administering and enforcing youth access and licensing laws concerning tobacco products as a criminal justice agency.  
Exec. Order 1-2014, enacted and effective 1/31/14.

## **NEBRASKA**

Tobacco Control Program Funding: Allocated \$2,379,000 for tobacco prevention and cessation programs in FY2015. FY2014-FY2015 Biennial Budget Adjustments (L.D. 905) enacted 4/1/14 and effective 4/1/14 (FY2014) & 7/1/14 (FY2015).

E-Cigarettes/Sales to Minors: Prohibits the sale to and purchase/possession of vapor products and alternative nicotine products as defined to persons under age 18. Applies existing restrictions on tobacco product vending machines to these products. Prohibits the sale of all tobacco products, vapor products and alternative nicotine products via self-service display except in tobacco specialty stores and cigar bars.  
L.B. 863 enacted and effective 4/9/14.

Use of Tobacco Settlement Dollars: Transfers a specified amount of money from the Tobacco Settlement Trust Fund where tobacco Master Settlement Agreement payments are deposited to the Nebraska Health Care Cash Fund in FY2015 and future fiscal years.  
L.B. 906, sect. 18 enacted and effective 4/1/14.

Novelty Lighters: Prohibits the retail sale of novelty lighters without a prescribed child safety feature.  
L.B. 403 enacted 2/13/14 and effective 7/17/14.

## **NEVADA**

Tobacco Control Program Funding: Allocated \$1,000,000 for tobacco prevention and cessation initiatives in FY2015. FY2014-FY2015 Biennial Budget (S.B. 521) enacted 6/10/13 and effective 7/1/13 (FY2014) & 7/1/14 (FY2015).

## **NEW HAMPSHIRE**

Tobacco Control Program Funding: Appropriated \$125,000 for tobacco prevention and cessation programs in FY2015. FY2014-FY2015 Biennial Budget (H.B. 1) enacted 6/28/13 and effective 7/1/13 (FY2014) & 7/1/14 (FY2015).

Tobacco Taxes: Allows the sharing of information/records between the state Department of Revenue Administration and U.S. Dept. of Justice for specific purposes. Amends tobacco tax laws to clarify that documentation of tax payment is required for tobacco products where tax stamps are not used.  
S.B. 243 enacted 7/11/14 and effective 9/9/14.

## **NEW JERSEY**

Tobacco Control Program Funding: Allocated no state dollars for tobacco prevention and cessation programs in FY2015. FY2015 Annual Budget (S.B. 2015) enacted 6/30/14 and effective 7/1/14.

## **NEW MEXICO**

Tobacco Control Program Funding: Appropriated \$5,931,300 for tobacco prevention and cessation programs in FY2015. FY2015 Annual Budget (S.B. 313) enacted 3/11/14 and effective 7/1/14.

Use of Tobacco Settlement Dollars: Transfers funds from the Tobacco Settlement Permanent Fund to the Tobacco Settlement Program Fund as specified to fully fund appropriations from the Tobacco Settlement Program Fund in FY2014 and FY2015.

S.B. 313 sect. 12 enacted and effective 3/11/14.

## **NEW YORK**

Tobacco Control Program Funding: Allocated \$39,300,000 for tobacco prevention and cessation programs in FY2015. FY2015 State Operations Budget (A.B. 8550) enacted and effective 4/11/14.

Liquid Nicotine/Sales to Minors & Child-Resistant Packaging: Changes the definition in state law for youth sales and access purposes. Defines liquid nicotine, prohibits its sale to persons under age 18 and applies most existing tobacco youth access laws to liquid nicotine. Prohibits the sale of liquid nicotine except in child resistant bottles designed to prevent accidental exposure by children.

A.B. 9299 enacted and effective 12/29/14.

## **NORTH CAROLINA**

Tobacco Control Program Funding: Allocated \$1,200,000 for tobacco prevention and cessation programs in FY2015. FY2014-FY2015 Biennial Budget (S.B. 402) enacted 7/26/13 and effective 7/1/13 (FY2014) and 7/1/14 (FY2015); and FY2014-FY2015 Biennial Budget Adjustments (S.B. 744) enacted and effective for FY2014 & FY2015 8/7/14.

Tobacco Taxes: Applies the 12.8% of the cost price tax on other tobacco products to vapor products as defined. Establishes an additional tax on vapor products of 5 cents per fluid milliliter of consumable product. Allocates revenue from the separate vapor products tax to the state general fund.

H.B. 1050, part XV, sect. 15.1 enacted 5/29/14 and effective 6/1/15.

Tobacco Products/Correctional Facilities: Prohibits knowingly selling or gifting tobacco products, including vapor products as defined, to an inmate or to a non-inmate to give to an inmate in state correctional facilities. Prohibits possession of same by inmates.

H.B. 1050, part XV, sect. 15.2 enacted 5/29/14 and parts effective 7/1/14 & 12/1/14.

Tobacco Products/Correctional Facilities: Allows local confinement facilities to give or sell vapor products or FDA-approved tobacco cessation products to inmates, reversing prohibition of vapor products in H.B. 1050 (see above). H.B. 1133, sect. 23 enacted 8/11/14 and effective 12/1/14.

Tobacco Settlement: Allows the sharing of certain information with a data clearinghouse to implement the legal settlement between the state and tobacco companies over a portion of state Master Settlement Agreement payments. H.B. 1050, part IX, sect. 9.3 (40a) enacted and effective 5/29/14.

## **NORTH DAKOTA**

Tobacco Control Program Funding: Appropriated \$9,518,091 for tobacco prevention and cessation programs in FY2015. FY2014-FY2015 Biennial Department of Health Budget (S.B. 2004) enacted 5/2/13 and effective 7/1/13 (FY2014) & 7/1/14 (FY2015); and FY2014-FY2015 Biennial Appropriation for the Tobacco Control Advisory Committee (H.B. 1025) enacted 5/1/13 and effective 7/1/13 (FY2014) & 7/1/14 (FY2015).

## **OHIO**

Tobacco Control Program Funding: Appropriated \$7,650,000 for tobacco prevention and cessation programs in FY2015. FY2014-FY2015 Biennial Budget (H.B. 59) enacted 6/30/13 and effective 7/1/13 (FY2014) & 7/1/15 (FY2015) & FY2014-FY2015 Biennial Budget Adjustments (H.B. 483) enacted 6/16/14 and effective 6/16/14 (FY2014) & 7/1/14 (FY2015).

E-Cigarettes/Youth Access Laws: Prohibits the sale of alternative nicotine products as defined to persons under age 18;



the definition includes electronic cigarettes as defined. Also applies many youth access laws to alternative nicotine products.

H.B. 144 enacted 3/4/14 and effective 5/3/14.

Use of Tobacco Settlement Dollars: Allows the transfer of Master Settlement Agreement dollars from the Pre-Securitization Tobacco Payments Fund to the Attorney General for Master Settlement Agreement enforcement and to the Department of Health for tobacco prevention and cessation programs for FY2015.

H.B. 483 enacted and effective 6/16/14.

## **OKLAHOMA**

Tobacco Control Program Funding: Allocated \$23,555,215 for tobacco prevention and cessation programs in FY2015. FY2015 General Appropriations Bill (S.B. 2127) enacted 6/3/14 and effective 7/1/14 & interest generated by the Tobacco Settlement Endowment Trust Fund and certified for use on tobacco control programs in FY2015.

E-Cigarettes/Sales to Minors: Prohibits the sale to and purchase by persons under age 18 of vapor products, which as defined include most electronic cigarettes. Applies all youth access laws that apply to tobacco products to vapor products, but does not require retailers of vapor products to obtain a separate license or permit.

S.B. 1602 enacted 4/25/14 and effective 11/1/14.

Smokefree Air: Prohibits smoking in indoor areas of veterans' centers operated by the state as of January 1, 2015. Veterans' centers will be completely smokefree on the property by January 1, 2018.

S.B. 1777 enacted 4/25/14 and effective 11/1/14.

Youth Access/Internet Sales: Prohibits the sale or distribution of cigarettes by mail or other non-face-to-face means except to specified entities. Allows the transportation of cigarettes to homes by persons as long as the quantity is less than 1,000 cigarettes.

H.B. 2361 enacted 5/28/14 and effective 11/1/14.

Tobacco Taxes: Repeals statute establishing Cigarette and Tobacco Tax Advisory Committee, which ends the committee's work.

S.B. 2058 enacted 4/15/14 and effective 10/1/14.

Tobacco Settlement: Amends and adds new provisions concerning enforcement of the Master Settlement Agreement against non-participating manufacturers and youth access laws.

H.B. 2363 enacted 5/28/14 and effective 11/1/14.

Tobacco Sales/Government Benefits: Establishes penalties for individuals receiving government benefits that try to use said benefits in retail stores that primarily sell tobacco products.

S.B. 1706 enacted 4/7/14 and effective 11/1/14.

## **OREGON**

Tobacco Control Program Funding: Allocated \$9,900,000 for tobacco prevention and cessation programs in FY2015. FY2014-FY2015 Department of Human Services Biennial Budget (S.B. 5529) enacted and effective 7/25/13 (FY2014) & 7/1/14 (FY2015); FY2014-FY2015 Biennial Budget Adjustments (H.B. 5201) enacted 4/1/14 and effective 4/1/14 (FY2014) & 7/1/14 (FY2015); and S.B. 5543 enacted and effective 8/14/13.

Tobacco Sales to Minors Laws: Changes penalties for selling tobacco products or tobacco-related devices to persons under age 18 to a violation meaning it is considered an offense rather than a crime.

S.B. 1546 enacted and effective 3/3/14.

## **PENNSYLVANIA**

Tobacco Control Program Funding: Allocated \$13,800,000 for tobacco prevention and cessation programs in FY2015. FY2015 Allocation based on H.B. 278, sect. 11, enacted and effective 7/10/14.

Use of Tobacco Settlement Dollars: Specifies how annual Master Settlement Agreement was and will be distributed for FY2014 and FY2015. Eliminates the Health Endowment Account for Long-Term Hope and Health Venture Investment Account and transfers assets to the Public School Employees Retirement System.  
H.B. 278, sections 11 & 12, enacted and effective 7/10/14.

Local Cigarette Tax: Allows the school district in the city of Philadelphia to impose a local tax on cigarettes of \$2.00 per pack if authorized by local city ordinance. Proceeds are directed to the Local Cigarette Tax Fund.  
H.B. 1177, sect. 3 enacted and effective 9/24/14.

## **RHODE ISLAND**

Tobacco Control Program Funding: Allocated \$388,027 for tobacco prevention and cessation programs in FY2015. FY2015 Annual Budget (H.B. 7133) enacted 6/19/14 and effective 7/1/14.

E-Cigarettes/Sales to Minors: Prohibits the sale to and purchase/possession by persons under age 18 of electronic nicotine delivery systems, which as defined include most e-cigarettes. Applies virtually all existing laws limiting youth access to tobacco products to e-cigarettes. Requires e-cigarette distributors and retailers to obtain a license to sell e-cigarettes from the state Department of Health.  
H.B. 7021/S.B. 3095 enacted 6/30/14 and parts effective 6/30/14, 7/1/14 & 1/1/15.

Tobacco Product Sales: Significantly increases the penalties for illegal actions concerning the sale/distribution of tobacco products, including selling or distributing tobacco products without a license.  
H.B. 7762/S.B. 2380 enacted and effective 6/23/14.

Use of Tobacco Settlement Dollars/Securitization: Allows the Tobacco Settlement Financing Corporation to issue additional bonds backed by tobacco Master Settlement Agreement payments.  
H.B. 7133, Art. 4, sect. 6-7 enacted 6/19/14 and parts effective 6/19/14 and 7/1/14.

## **SOUTH CAROLINA**

Tobacco Control Program Funding: Appropriated \$5,000,000 for tobacco prevention and cessation programs in FY2015. FY2015 Annual Budget (H.B. 4701) enacted (some line-item vetoes overridden) 6/18/14 and effective 7/1/14.

Use of Tobacco Settlement Dollars: Specifies how any tobacco Master Settlement Agreement dollars available in FY2015 will be allocated.  
H.B. 4701, sect. 118.15 enacted 6/11/14 and effective 7/1/14.

Tobacco Use/State Employee Health Plans: In FY2015, the state Budget and Control Board is authorized to impose a surcharge on enrollee rates based on tobacco use. The surcharge cannot exceed \$40 per month for a subscriber or \$60 per month for a subscriber and dependents.  
H.B. 4701, sect. 105.3 enacted 6/11/14 and effective 7/1/14.

## **SOUTH DAKOTA**

Tobacco Control Program Funding: Appropriated \$4,500,000 for tobacco prevention and cessation programs in FY2015. FY2015 Annual Budget (S.B. 187, sect. 9) enacted 3/26/14 and effective 7/1/14.

E-cigarettes/Sales to Minors: Defines vapor products, which includes most e-cigarettes, as tobacco products for the purposes of prohibiting sales to persons under age 18 and otherwise limiting youth access to them. Specifically prohibits selling vapor products by self-service display and except in unopened packages originating from the manufacturer.  
S.B. 181 enacted 3/28/14 and effective 7/1/14.

Tobacco Taxes: Transfers all money in two funds receiving tobacco tax revenue to the state general fund.  
S.B. 187, sect. 33 & 34, enacted 3/26/14 and effective 7/1/14.

Tobacco Products/Prisons: Prohibits the possession of tobacco products by inmates in jails and the delivery of same to inmates by employees or other persons. Makes violation a Class 1 misdemeanor.  
S.B. 81 enacted 3/26/14 and effective 7/1/14.

Tobacco Tax/Master Settlement Agreement/Roll-Your-Own Machines: Amends various tobacco tax and Master

Settlement Agreement related laws. Requires only tobacco products on the Master Settlement Agreement non-participating manufacturer directory to be used in roll-your-own cigarette machines.  
S.B. 51 enacted 3/12/14 and effective 7/1/14.

## **TENNESSEE**

Tobacco Control Program Funding: Allocated \$5,222,267 for tobacco prevention and cessation programs in FY2015. FY2015 Annual Budget (H.B. 2501) enacted 5/14/14 and effective 7/1/14.

Master Settlement Agreement/Non-Face-to-Face Sales of Cigarettes: Amends laws related to Master Settlement Agreement and its enforcement. Removes regulations on non-face-to-face sales of cigarettes to youth and replaces with requirements that tax be paid on such sales only.  
S.B. 2309 enacted 4/22/14 and parts effective 4/22/14 and 10/1/14.

## **TEXAS**

Tobacco Control Program Funding: Allocated \$10,712,397 for tobacco prevention and cessation programs in FY2015. FY2014-FY2015 Biennial Budget (S.B. 1) enacted 6/14/13 and effective 9/1/13 (FY2014) & 9/1/14 (FY2015).

## **UTAH**

Tobacco Control Program Funding: Allocated \$7,379,300 for tobacco prevention and cessation programs in FY2015. FY2015 Social Services Budget (S.B. 8) enacted 2/19/14 and effective 7/1/14.

Use of Tobacco Settlement Dollars: Amends the purpose of a portion of the funding in the Tobacco Settlement Restricted Account, which receives monies from tobacco Master Settlement Agreement dollars.  
S.B. 121 enacted 3/28/14 and effective 5/13/14.

## **VERMONT**

Tobacco Control Program Funding: Appropriated \$3,905,567 for tobacco prevention and cessation programs in FY2015. FY2015 Annual Budget (H.B. 885) enacted 6/9/14 and effective 7/1/14.

Tobacco Taxes: Increases the cigarette tax by 13 cents to \$2.75 per pack. Increases taxes on little cigars, roll-your-own tobacco, snuff and new smokeless tobacco as defined.  
H.B. 884 enacted 6/5/14 and effective 7/1/14.

Smokefree Air: Amends laws prohibiting smoking in public places and workplaces. Prohibits smoking within 25 feet of state buildings and in other designated smokefree areas of state property. Prohibits smoking in all hotels and motels, including guest rooms. Prohibits tobacco use and use of tobacco substitutes (as defined includes e-cigarettes) on school grounds, at school-sponsored events, at licensed child care centers or afterschool programs, and indoors and in certain outdoor areas of licensed or registered family child care homes.  
H.B. 217 enacted 5/22/14 and parts effective 7/1/14 & 1/1/2015.

Use of Tobacco Settlement Dollars: Unspent money in the Tobacco Litigation Settlement Fund at the end of FY2013 will not be transferred to the Tobacco Trust Fund as specified under current state law. Investment earnings from the Tobacco Trust Fund and any money necessary to ensure the balance in the Settlement Fund will not be negative at the end of FY2014 will also be transferred to the Settlement Fund.  
H.B. 885 §§ D.102 & D.103 enacted 6/9/14 and effective 6/9/14 and 7/1/14.

Smoking in Vehicles with Kids: Prohibits smoking in motor vehicles when children required to be restrained in child passenger safety systems are present in the vehicle.  
H.B. 217 enacted 5/22/14 and parts effective 7/1/14 & 1/1/2015.

E-Cigarettes/Child Proof Packaging: Prohibits the sale of any liquid or gel substance containing nicotine or any nicotine liquid container as defined unless contained in child-resistant packaging as defined.  
H.B. 217 enacted 5/22/14 and parts effective 7/1/14 & 1/1/2015.

R.J. Reynolds Settlement Proceeds: Deposits any proceeds received by the state in FY2014 from settlement with the R.J. Reynolds Tobacco Co. regarding deceptive advertising shall be deposited in the general fund.  
H.B. 885 § D.107 enacted and effective 6/9/14.

## **VIRGINIA**

Tobacco Control Program Funding: Allocated \$8,503,156 for tobacco prevention and cessation programs in FY2015. FY2015-FY2016 Biennial Budget Amendments (H.B. 5010, sect. 1-130, 466 1st special session 2014) enacted 11/14/14 and effective 11/14/14 (FY2015) and 7/1/15 (FY2016).

Tobacco Cessation Coverage/Medicaid: Requires the state Medicaid program to amend the state plan for medical assistance to cover all tobacco cessation medications, counseling and other treatments per the U.S. Public Health Service Guideline for Treating Tobacco Use and Dependence. Requires co-payments for the services. H.B. 5002, sect. 1-92, 301(EEEE) enacted 6/23/14 and effective 7/1/14.

E-Cigarettes/Sales to Minors: Prohibits the sale to and purchase/possession by persons under age 18 of vapor products and alternative nicotine products as defined. Applies some other youth access laws to these products as well. S.B. 96/H.B. 218 enacted 3/27/14 & 3/31/14 respectively and both effective 7/1/14.

Use of E-Cigarettes in Schools: Requires school boards to develop a policy to prohibit the use of electronic cigarettes on schools buses, school property or at school-sponsored events. Prohibits possession of e-cigarettes by students too. H.B. 484 enacted 3/27/14 and effective 7/1/15.

Tobacco Taxes: Establishes civil penalties for importing, possessing or transporting tobacco products in such a manner as to knowingly and intentionally evade the payment of tobacco taxes. H.B. 898/S.B. 285 enacted 2/27/14 & 3/5/14, both bills effective 7/1/14.

Tobacco Taxes: Makes some small changes to administration and enforcement of Virginia's cigarette tax laws. H.B. 853/S.B. 364/S.B. 365 all enacted 3/31/14 and all effective 7/1/14.

Smuggling: Makes small change to penalties for possessing with intent to distribute tax paid, contraband cigarettes. S.B. 478 enacted 3/31/14 and effective 7/1/14.

## **WASHINGTON**

Tobacco Control Program Funding: Allocated \$1,850,000 for tobacco prevention and cessation initiatives in FY2015. FY2014-FY2015 Biennial Budget Adjustments (S.B. 6002, sec. 219) enacted 4/4/14 and effective 4/4/14 (FY2014) & 7/1/14 (FY2015).

Tobacco Product Surcharge/State Employees: Authorizes the Public Employee Benefits Board to add a \$25 per month surcharge to the health insurance premiums of state employees that use tobacco products beginning July 1, 2014. S.B. 6002, part IX, sect. 902 enacted and effective 4/4/14.

## **WEST VIRGINIA**

Tobacco Control Program Funding: Appropriated \$4,871,887 for tobacco prevention and cessation programs in FY2015. FY2015 Annual Budget (S.B. 306) enacted 3/19/14 and effective 7/1/14.

E-Cigarettes/Sales to Minors/Use in Schools: Prohibits the sale of tobacco-derived products, which as defined includes electronic cigarettes and related products, to persons under age 18. Applies many existing youth access laws to tobacco-derived products. Also prohibits the use of tobacco-derived products in schools except in faculty and staff lounges and other locations students are not allowed to be. H.B. 4237 enacted 3/28/14 and effective 6/6/14.

## **WISCONSIN**

Tobacco Control Program Funding: Allocated \$5,315,000 for tobacco prevention and cessation programs in FY2015. FY2014-FY2015 Biennial Budget (A.B. 40) enacted 6/30/13 and effective 7/1/13 (FY2014) & 7/1/14 (FY2015).

## **WYOMING**

Tobacco Control Program Funding: Allocated \$4,581,438 for tobacco prevention and cessation programs in FY2015. FY2015-FY2016 Biennial Appropriations (H.B. 1) enacted 3/5/14 and effective 7/1/14 (FY2015) & 7/1/15 (FY2016).