

## Overview List – Number of Smokefree and Other Tobacco-Related Laws

April 1, 2020

Since the 1970s, the nonsmokers' rights movement has made significant progress toward clean indoor air. There are thousands of states, commonwealths, territories, and municipalities with laws in effect that restrict where smoking is allowed, many of which are 100% smokefree Non-Hospitality Workplace,\* Restaurant,\*\* or Bar laws, and combinations of the three. Currently, **27** states, along with the District of Columbia, Puerto Rico, and the U.S. Virgin Islands, have laws in effect that require **all non-hospitality workplaces, restaurants, and bars to be 100% smokefree**. These laws, along with local laws in other states, protect **61.1%** of the U.S. population. Casinos are workplaces too: **22** states, along with Puerto Rico and the U.S. Virgin Islands, have laws in effect that require all state-regulated gambling to be 100% smokefree. (Note: Maine's smokefree Gambling law is for those facilities opened July 2003 or later.)

### Local Smokefree Laws

- A total of **5,162** cities, counties, and states in the United States regulate where one or more of the following is permitted: smoking or vaping tobacco, nicotine, or marijuana.
- A total of **1,608** cities and counties have a 100% smokefree provision in effect – in non-hospitality workplaces, **and/or** restaurants, **and/or** bars.
- There are **1,119** cities and counties with laws in effect that require non-hospitality workplaces, restaurants, **and** bars to be 100% smokefree.

### State and Local Smokefree Laws

- Across the United States, **22,725** municipalities, representing **82%** of the US population, are covered by a 100% smokefree provision in non-hospitality workplaces, **and/or** restaurants, **and/or** bars, by **either** a state, commonwealth, territorial, or local law.
- **43** states and the District of Columbia have *local* laws in effect that require non-hospitality workplaces **and/or** restaurants **and/or** bars to be 100% smokefree.
- There are **3,848** states, commonwealths, territories, cities, and counties with a law that restricts smoking in one or more outdoor areas, including **1,874** that restrict smoking near entrances, windows, and ventilation systems of enclosed places.
- There are **550** cities and counties with smokefree outdoor dining laws. Hawaii, Iowa, Maine, Michigan, Washington, and Puerto Rico also have such a law.
- There are **2,490** colleges and universities with 100% smokefree campuses. Of these, **2,065** are also 100% tobacco-free, and **2,097** prohibit the use of e-cigarettes anywhere on campus, **1,114** prohibit hookah use, and **486** prohibit smoking/vaping marijuana. Under state and territory laws, Arkansas's public college and university campuses are smoke- and e-cigarette-free, along with prohibiting marijuana on both public and private college and university campuses; Hawaii's University of Hawaii campuses are fully tobacco-free and prohibit e-cigarette and marijuana; Illinois's public college and university campuses are smokefree and prohibit e-cigarettes and hookah; Iowa's public and private college and university campuses are smokefree; and Louisiana's public college and university campuses are smokefree. In addition, the Commonwealth of the Northern Mariana Islands' public college and university campuses are fully tobacco-free and e-cigarette-free.

### Other Tobacco Control Policy Provisions

After states and municipalities go smokefree in indoor workplaces, many adopt other public health laws and policies, such as addressing e-cigarettes, marijuana, Tobacco 21, and pharmacies.

- There are **385** cities and counties and **17** states, commonwealths, and territories that **prohibit smoking and vaping of recreational and medical marijuana** in one or more of the following venues: non-hospitality workplaces, restaurants, bars, and/or gambling facilities.

- There are **955** cities and counties that **restrict e-cigarette use** in 100% smokefree venues. **22** states, commonwealths, and territories also have such a law. An additional **12** states, commonwealths, and territories restrict e-cigarette use only in other venues such as school district property, public housing, or fairgrounds.
- **235** municipalities and the state of **Massachusetts** prohibit the sale of tobacco in **pharmacies**.
- **570** municipalities and **19** states, commonwealths, and territories have raised the **age to purchase tobacco to 21**.

### State, Commonwealth, and Territorial Laws

- **36** states, along with the District of Columbia, American Samoa, Guam, the Northern Mariana Islands, Puerto Rico, and the U.S. Virgin Islands, have laws in effect that require non-hospitality workplaces **and/ or** restaurants **and/or** bars **and/or** state-run gambling establishments to be 100% smokefree:

**American Samoa:** Restaurants

**Arizona:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**California:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**Colorado:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**Connecticut:** Restaurants, Bars, and State-Regulated Gambling

**Delaware:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**District of Columbia:** Workplaces, Restaurants, and Bars

**Florida:** Workplaces, Restaurants, and State-Regulated Gambling

**Guam:** Restaurants and Bars

**Hawaii:** Workplaces, Restaurants, and Bars

**Idaho:** Restaurants

**Illinois:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**Indiana:** Workplaces and Restaurants

**Iowa:** Workplaces, Restaurants, and Bars

**Kansas:** Workplaces, Restaurants, and Bars

**Louisiana:** Workplaces and Restaurants

**Maine:** Workplaces, Restaurants, Bars, and State-Regulated Gambling Facilities opened in July 2003 or later

**Maryland:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**Massachusetts:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**Michigan:** Workplaces, Restaurants, and Bars

**Minnesota:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**Montana:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**Nebraska:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**Nevada:** Workplaces and Restaurants

**New Hampshire:** Restaurants and Bars

**New Jersey:** Workplaces, Restaurants, and Bars

**New Mexico:** Workplaces, Restaurants and Bars

**New York:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**North Carolina:** Restaurants and Bars

**North Dakota:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**Northern Mariana Islands:** Workplaces

**Ohio:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**Oregon:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**Pennsylvania:** Workplaces

**Puerto Rico:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**Rhode Island:** Workplaces, Restaurants, and Bars

**South Dakota:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**U.S. Virgin Islands:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**Utah:** Workplaces, Restaurants, and Bars

**Vermont:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**Washington:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

**Wisconsin:** Workplaces, Restaurants, Bars, and State-Regulated Gambling

\*Includes both public and private **non-hospitality workplaces**, including, but not limited to, offices, factories, and warehouses.

\*\*Includes any attached bar in the restaurant.

*May be reprinted with appropriate credit to the American Nonsmokers' Rights Foundation.*

© Copyright 1998 – 2020 American Nonsmokers' Rights Foundation. All rights reserved. [LS-08]