

## Overview of Existing E-cigarette Legislation

### Canadian context

Jurisdiction	Legislation	Areas where e-cigarettes are prohibited
<b>Red Deer, AB</b>	<b>Smoke Free Bylaw</b> <i>Note: The City of Red Deer reviewed its Smoke Free Bylaw in 2014 and confirmed that its definition of smoking applies to e-cigarettes.</i>	<ul style="list-style-type: none"> <li>Places where tobacco smoking is currently banned including: <ul style="list-style-type: none"> <li>Cafes</li> <li>Restaurants</li> <li>Bars</li> <li>Sports fields</li> <li>Near playgrounds</li> <li>Workplaces and other sites</li> </ul> </li> </ul>
<b>Cold Lake, AB</b>	<b>Smoking in Public Places Bylaw</b> <i>Note: Bylaw includes electronic cigarettes.</i>	<ul style="list-style-type: none"> <li>Parks</li> <li>Playgrounds</li> <li>Sports fields</li> </ul>
<b>Innisfil, ON</b>	<b>Bylaw to Prohibit Smoking and Use of Tobacco Products at all designated Town of Innisfil Outdoor Sports and Recreational Spaces</b> <i>Note: Electronic cigarettes were added to this bylaw, 2014 January.</i>	<ul style="list-style-type: none"> <li>Within a nine metre radius of all: <ul style="list-style-type: none"> <li>Playground equipment zones</li> <li>Public playing fields</li> <li>Recreation spaces</li> <li>Spectator seating areas</li> </ul> </li> </ul>
<b>Hantsport, NS</b>	<b>Protection from Second-Hand Smoke Bylaw</b> <i>Note: This bylaw includes a broad definition of smoking that includes electronic cigarettes.</i>	<ul style="list-style-type: none"> <li>Public municipal property</li> <li>Playgrounds</li> <li>Recreational facilities</li> <li>Recreational trails</li> </ul>
<b>Toronto, ON</b>	<b>Toronto City Council Workplace Policy</b> <i>Note: Policy includes electronic cigarettes.</i>	<ul style="list-style-type: none"> <li>Municipal work places</li> </ul>
<b>Ottawa, ON</b>	<b>Prohibit Smoking in City Parks and Facilities</b>	<ul style="list-style-type: none"> <li>Indoor and outdoor City properties</li> </ul>
<b>Essex, ON</b>	<b>Bylaw to Prohibit Smoking on Property owned by the Town of Essex</b> <i>Note: This bylaw includes electronic smoking devices and in force 2015 January.</i>	<ul style="list-style-type: none"> <li>Municipal property except sidewalks and roads</li> </ul>
<b>Tecumseh, ON</b>	<b>Bylaw to Prohibit Smoking and the Use of Smokeless Tobacco</b>	<ul style="list-style-type: none"> <li>Parks</li> <li>Sports fields/outdoor facilities</li> </ul>
<b>Vancouver, BC</b>	<b>Health Bylaw</b> <i>Note: This bylaw includes a lighted smoking device or electronic smoking device.</i>	<ul style="list-style-type: none"> <li>Public places where smoking is already prohibited.</li> </ul>

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<b>Kelowna, BC</b>	<b>Parks and Public Spaces Bylaw</b> <i>Note: This bylaw includes electronic devices.</i>	<ul style="list-style-type: none"> <li>• Public buildings</li> <li>• Parks</li> <li>• Playgrounds</li> <li>• Outdoor pools</li> <li>• Recreational fields</li> </ul>
<b>Village of Harrison Hot Springs, BC</b>	<b>Bylaw to Regulate the use of Parks, Beaches, Public Areas and Boulevards, Bylaw No. 915</b> <i>Note: This bylaw includes electronic devices.</i>	<ul style="list-style-type: none"> <li>• Public spaces including:</li> <li>• Playgrounds</li> <li>• Pools</li> <li>• Parks</li> <li>• Recreational fields</li> <li>• Beaches</li> </ul>
<b>Williams Lake, BC</b>	<b>Bylaw to Prohibit Smoking in Public Buildings and Special Events</b>	<ul style="list-style-type: none"> <li>• Public buildings</li> <li>• Playgrounds</li> <li>• Beaches</li> <li>• Outdoor public events</li> </ul>
<b>Nova Scotia</b>	<b>Bill 60</b> <i>Note: This bill was enacted in 2015 to amend the Smoke-free Places Act to include e-cigarettes, and will come into force on 2015 May 31.</i>	<ul style="list-style-type: none"> <li>• Restaurants</li> <li>• Bars</li> <li>• Patios</li> <li>• Bans sales to minors</li> <li>• Private vehicles with minors present</li> </ul>
<b>Winnipeg, MB</b>	<b>Winnipeg School Division Policy</b> <i>Note: In 2014 October, the Winnipeg School Division trustees voted to ban e-cigarette use from school division property.</i>	<ul style="list-style-type: none"> <li>• School properties</li> </ul>
<b>Montreal, QB</b>	<b>City of Montreal Workplace Policy</b> <i>Note: The general public can still use e-cigarettes inside city-owned buildings.</i>	<ul style="list-style-type: none"> <li>• Prohibits employees from smoking e-cigarettes inside city-owned buildings and vehicles.</li> </ul>
<b>Town of Bonnyville, AB</b>	<b>Smoke Free Places Bylaw</b>	<ul style="list-style-type: none"> <li>• Cafes</li> <li>• Restaurants</li> <li>• Bars</li> <li>• Sports fields</li> <li>• Near playgrounds</li> <li>• Workplaces</li> </ul>
<b>Calgary, AB</b>	<b>University of Calgary Policy</b>	<ul style="list-style-type: none"> <li>• Inside the U of C</li> </ul>
<b>Martensville, SK</b>	<b>Smoking Regulations Bylaw</b> <i>Electronic Smoking Devices are included in the bylaw.</i>	<ul style="list-style-type: none"> <li>• Playgrounds</li> <li>• Pools</li> <li>• Recreational fields</li> <li>• Bars</li> </ul>
<b>Warman, SK</b>	<b>Bylaw to Regulate Smoking</b> <i>Electronic cigarettes are included in the bylaw.</i>	<ul style="list-style-type: none"> <li>• Restaurants</li> <li>• Bars</li> <li>• Playgrounds</li> <li>• Wading pools</li> <li>• Recreational fields</li> </ul>

**United States context**

State	Legislation/Rationale	Areas where e-cigarettes are prohibited
Utah	Indoor Clean Air Act	<ul style="list-style-type: none"> <li>• Workplaces</li> <li>• Restaurants</li> <li>• Bars</li> <li>• Private clubs</li> </ul>
North Dakota	Smoke-Free Law	<ul style="list-style-type: none"> <li>• Indoor public places including: <ul style="list-style-type: none"> <li>○ Work places</li> <li>○ Bars</li> <li>○ Restaurants</li> </ul> </li> </ul>
New Jersey	Smoke-Free Air Act	<ul style="list-style-type: none"> <li>• Enclosed work places</li> <li>• Bars/restaurants</li> <li>• Outdoor use if vapor re-circulates indoors</li> <li>• Bans the sale to minors</li> </ul>
Arkansas (State-wide other Venue)	Clean Indoor Act	<ul style="list-style-type: none"> <li>• Public school properties</li> </ul>
Boston	A Regulation Limiting Tobacco And Nicotine Access By Youth; and An Ordinance to Promote Clean and Healthy Parks	<ul style="list-style-type: none"> <li>• Enclosed workplaces</li> <li>• Bars/restaurants</li> </ul>
New York City	Smoke-Free Air Act <i>Note: In 2014, New York City included e-cigarettes in its Smoke-Free Air Act.</i>	<ul style="list-style-type: none"> <li>• Where tobacco smoking is already banned including: <ul style="list-style-type: none"> <li>○ Bars/restaurants</li> <li>○ Offices</li> <li>○ Parks</li> <li>○ Beaches</li> <li>○ Prohibits sales to youth under 21</li> </ul> </li> </ul>
Chicago	Clean Indoor Air Ordinance	<ul style="list-style-type: none"> <li>• Enclosed work places</li> <li>• Bars/restaurants</li> <li>• Gaming establishments</li> </ul>
Los Angeles	Los Angeles Municipal Code	<ul style="list-style-type: none"> <li>• Public places including: <ul style="list-style-type: none"> <li>○ Bars/restaurants</li> <li>○ Nightclubs</li> </ul> </li> </ul>
Indianapolis	Smoke Free Air Ordinance	<ul style="list-style-type: none"> <li>• Enclosed workplaces</li> <li>• Bars/restaurants</li> </ul>