

Overview of Existing E-cigarette Legislation

Canadian context

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

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

United States context

State	Legislation/Rationale	Areas where e-cigarettes are prohibited
Utah	Indoor Clean Air Act	<ul style="list-style-type: none"> • Workplaces • Restaurants • Bars • Private clubs
North Dakota	Smoke-Free Law	<ul style="list-style-type: none"> • Indoor public places including: <ul style="list-style-type: none"> ○ Work places ○ Bars ○ Restaurants
New Jersey	Smoke-Free Air Act	<ul style="list-style-type: none"> • Enclosed work places • Bars/restaurants • Outdoor use if vapor re-circulates indoors • Bans the sale to minors
Arkansas (State-wide other Venue)	Clean Indoor Act	<ul style="list-style-type: none"> • Public school properties
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"> • Enclosed workplaces • Bars/restaurants
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"> • Where tobacco smoking is already banned including: <ul style="list-style-type: none"> ○ Bars/restaurants ○ Offices ○ Parks ○ Beaches ○ Prohibits sales to youth under 21
Chicago	Clean Indoor Air Ordinance	<ul style="list-style-type: none"> • Enclosed work places • Bars/restaurants • Gaming establishments
Los Angeles	Los Angeles Municipal Code	<ul style="list-style-type: none"> • Public places including: <ul style="list-style-type: none"> ○ Bars/restaurants ○ Nightclubs
Indianapolis	Smoke Free Air Ordinance	<ul style="list-style-type: none"> • Enclosed workplaces • Bars/restaurants