



## Local Flavored Tobacco Policies in Comparison to California State Law

April 2024

California municipalities lead the way on the adoption of strong tobacco control policies, including policies that restrict the sale of flavored tobacco products. Currently, 141 California municipalities have enacted policies that regulate the sale of flavored tobacco products in some manner, and the laws in 137 of these municipalities have been fully analyzed and appear on the Matrix of Policies Regulating the Sale of Flavored Tobacco Products in California. Policies that meet the best practice standard of ending the sale of all flavors of all tobacco products, including menthol, at all venues without exception have been adopted by 80 California cities and counties.

In December 2022, California implemented a statewide law ([SB793](#)) that ends the sale of most flavored tobacco products throughout the state, with four product exemptions: flavored shisha tobacco products sold by a hookah tobacco retailer, premium cigars sold in cigar lounges for onsite consumption, loose leaf pipe tobacco, and premium cigars. The state law otherwise prohibits the sale of all flavors of all tobacco products at all retailers, including menthol cigarettes, little cigars and cigarillos, noncombustible tobacco products like chew and snuff, and vaping products whether they contain nicotine or other vaporized liquids. Municipalities have the authority to adopt policies that are stronger than state law and do not contain the state law's product exemptions. Additional information about the statewide law is available at [UNDO.org](#).

The statewide law sets a minimum standard of protection that applies to all jurisdictions, meaning that the state law takes precedence in jurisdictions whose local laws are weaker than state law. For example, in a city that adopted a local flavors law in 2019 that exempts menthol cigarettes, retailers cannot legally sell menthol cigarettes in that city because the state law now prohibits their sale. Moving forward, best practices would be for jurisdictions to adopt policies that are stronger than state law or at minimum align with state law.

**The purpose of this document is to compare the strength of local flavored tobacco policies with California state law SB793.** The charts below divide local policies into three categories: Stronger than State Law, Similar to State Law, and Weaker than State Law.

**Note:** Partial policies with multiple exemptions could potentially fit into more than one category, and their categorization in the charts below is an attempt to best reflect their strength and scope of coverage relative to state law.

**See Definitions and Explanatory Notes starting on page 9.**

## Stronger than State Law

Local flavored tobacco policies that **meet the best practice standard** of prohibiting the sale of all flavors of all tobacco products at all venues without exemption (80 municipalities **in bold**). Also included in this chart are local flavored tobacco policies that **nearly meet** the best practice standard, except there is an implicit **exemption for flavored vaping products (ESDs) that do not contain nicotine** (11 municipalities) *or* there is an exemption for non-menthol flavored cigarettes (which are not federally legal) (1 municipality). These 92 jurisdictions' policies **do not** contain the state law's product exemptions.

Municipality	County	Enactment Date(s)	Effective/ Enforcement Date(s)	Includes Menthol Products <sup>1</sup>	Includes Menthol Cigarettes	Includes Combustibles <sup>2</sup>	Includes Non-Combustibles <sup>3</sup>	Includes ESDs <sup>4</sup>	Adult-Only / Specialty Retailer Exemption
<b>Adelanto</b>	San Bernardino	12/11/2019	1/10/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Alameda</b>	Alameda	11/27/2018	7/1/2019	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Alameda County</b>	Alameda	1/14/2020	7/12/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Albany</b>	Alameda	4/15/2019	10/15/2019	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Alhambra~</b>	Los Angeles	5/10/2021	6/19/2021	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Antioch~</b>	Contra Costa	3/8/2022	12/1/2022	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Baldwin Park~</b>	Los Angeles	11/3/2021	1/1/2022	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Benicia</b>	Solano	12/3/2019	6/3/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Berkeley</b>	Alameda	9/29/2015; 9/10/2019	1/1/2016; 3/10/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Beverly Hills</b>	Los Angeles	8/21/2018	9/21/2018	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Burlingame</b>	San Mateo	11/18/2019	4/1/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Capitola</b>	Santa Cruz	7/25/2019	1/1/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Carpinteria	Santa Barbara	11/12/2019	11/12/2019	Yes, all	Yes	Yes, all	Yes, all	Yes, except ESDs w/o nicotine	No
Carson	Los Angeles	1/14/2020; 4/7/2020	1/1/2021	Yes, all	Yes	Yes, all	Yes, all	Yes, except ESDs w/o nicotine	No
Contra Costa County	Contra Costa	7/18/2017; 11/19/2019	8/17/2017; 12/19/2019	Yes, all	Yes	Yes, some	Yes, all	Yes	No
<b>Corte Madera</b>	Marin	3/19/2019	1/1/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Cudahy~</b>	Los Angeles	10/16/2018	1/1/2019	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Cupertino</b>	Santa Clara	11/19/2019; 2/28/2020	7/1/2020; 7/1/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Davis</b>	Yolo	3/14/2020	9/1/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No

<b>Municipality</b>	<b>County</b>	<b>Enactment Date(s)</b>	<b>Effective/ Enforcement Date(s)</b>	<b>Includes Menthol Products<sup>1</sup></b>	<b>Includes Menthol Cigarettes</b>	<b>Includes Combustibles<sup>2</sup></b>	<b>Includes Non-Combustibles<sup>3</sup></b>	<b>Includes ESDs<sup>4</sup></b>	<b>Adult-Only / Specialty Retailer Exemption</b>
<b>Dublin</b>	Alameda	2/4/2020	7/1/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>East Palo Alto</b>	San Mateo	5/19/2020	7/18/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>El Monte</b>	Los Angeles	6/23/2020	1/1/2021	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Fairfax~</b>	Marin	12/6/2017; 9/4/2019	1/1/2019; 9/1/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Fremont</b>	Alameda	10/8/2019	11/7/2019	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Goleta~</b>	Santa Barbara	10/5/2021	12/4/2021	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Guadalupe~</b>	Santa Barbara	7/28/2020	8/27/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Half Moon Bay</b>	San Mateo	10/16/2018	4/1/2019	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Hayward</b>	Alameda	7/7/2014; 7/21/2020	7/7/2014; 7/21/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Hermosa Beach</b>	Los Angeles	1/8/2019; 5/28/2019	6/1/2019; 6/27/2019	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Imperial Beach~</b>	San Diego	1/15/2020	7/15/2020	Yes, all	Yes	Yes, all	Yes, all	Yes, except ESDs w/o nicotine	No
<b>Lafayette</b>	Contra Costa	5/28/2019	6/27/2019	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Larkspur</b>	Marin	4/3/2019	1/1/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Livermore</b>	Alameda	7/8/2019	8/7/2019	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Los Angeles County</b>	Los Angeles	10/1/2019	10/31/2019	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Los Gatos</b>	Santa Clara	5/17/2017; 11/19/2019	1/1/2018; 1/1/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Mammoth Lakes</b>	Mono	2/5/2020	11/3/2020	Yes, all	Yes	Yes, all	Yes, all	Yes, except ESDs w/o nicotine	No
<b>Manhattan Beach~</b>	Los Angeles	12/1/2015; 11/5/2019; 2/18/2020	1/1/2016; 11/5/2019; 6/30/2021	Yes, all	Yes	Yes, all	Yes, all	Yes, except ESDs w/o nicotine	No
<b>Marin County</b>	Marin	11/6/2018	1/1/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Maywood</b>	Los Angeles	8/12/2020	1/1/2021	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Mendocino County~</b>	Mendocino	11/17/2020	12/17/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Menlo Park</b>	San Mateo	12/17/2019	1/16/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Mill Valley</b>	Marin	10/5/2020	5/5/2021	Yes, all	Yes	Yes, all	Yes, all	Yes	No

Municipality	County	Enactment Date(s)	Effective/ Enforcement Date(s)	Includes Menthol Products <sup>1</sup>	Includes Menthol Cigarettes	Includes Combustibles <sup>2</sup>	Includes Non-Combustibles <sup>3</sup>	Includes ESDs <sup>4</sup>	Adult-Only / Specialty Retailer Exemption
Mono County	Mono	4/17/2018	5/17/2018	Yes, all	Yes	Yes, all	Yes, all	Yes, except ESDs w/o nicotine	No
Monterey County~	Monterey	3/15/2022	4/15/2022	Yes, all	Yes	Yes, all	Yes, all	Yes, except ESDs w/o nicotine	No
<b>Moraga~</b>	Contra Costa	10/26/2022	11/25/2022	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Novato~</b>	Marin	1/31/2017; 10/26/2021	1/1/2018; 11/25/2021	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Oakland</b>	Alameda	9/19/2017; 5/12/2020	7/1/2018; 5/12/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Orinda	Contra Costa County	5/17/2022	6/16/2022	Yes, all	Yes	Yes, all	Yes, all	Yes, except ESDs w/o nicotine	No
Oroville	Butte	1/21/2020	3/1/2020	Yes, all	Yes	Yes, all	Yes, all	Yes, except ESDs w/o nicotine	No
<b>Oxnard</b>	Ventura	12/17/2019	1/16/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Pacific Grove</b>	Monterey	12/18/2019	1/17/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Palo Alto~</b>	Santa Clara	10/2/2017; 8/3/2020	1/1/2019; 9/2/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Pasadena~</b>	Los Angeles	11/1/2021	12/1/2021	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Petaluma~</b>	Sonoma	12/6/2021	6/6/2022	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Pico Rivera~</b>	Los Angeles	3/8/2022	4/7/2022	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Piedmont~</b>	Alameda	9/19/2022	10/19/2022	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Pleasanton</b>	Alameda	8/18/2020	1/1/2021	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Portola Valley</b>	San Mateo	9/12/2018	10/12/2018	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Richmond</b>	Contra Costa	7/17/2018	4/17/2019	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Ross~</b>	Marin	9/12/2019	10/12/2019	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Sacramento</b>	Sacramento	4/16/2019	1/1/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>Sacramento County~</b>	Sacramento	1/25/2022	7/25/2022	Yes, all	Yes	Yes, all	Yes, all	Yes	No
San Anselmo	Marin	5/28/2019	1/1/2020	Yes, all	Yes	Yes, all	Yes, all	Yes, except ESDs w/o nicotine	No
<b>San Benito County*~</b>	San Benito	8/23/2022	9/22/2022	Yes, all	Yes	Yes, all	Yes, all	Yes	No
<b>San Carlos</b>	San Mateo	4/8/2019	5/8/2019	Yes, all	Yes	Yes, all	Yes, all	Yes	No

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San Francisco	San Francisco	7/7/2017; 6/5/2018	1/1/2019**	Yes, all	Yes	Yes, all	Yes, all	Yes	No
San Leandro~	Alameda	10/16/2017; 2/7/2022	8/15/2018; 1/1/2023	Yes, all	Yes	Yes, all	Yes, all	Yes	No
San Mateo	San Mateo	10/5/2020	1/1/2021	Yes, all	Yes	Yes, all	Yes, all	Yes	No
San Mateo County	San Mateo	6/19/2018	1/1/2019	Yes, all	Yes	Yes, all	Yes, all	Yes	No
San Pablo	Contra Costa	12/17/2018	3/17/2019	Yes, all	Yes	Yes, all	Yes, all	Yes	No
San Rafael	Marin	6/17/2019	1/1/2021	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Santa Ana~	Orange	3/15/2022	4/4/2022	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Santa Barbara County	Santa Barbara	12/17/2019	3/16/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Santa Clara County	Santa Clara	11/23/2010; 10/18/2016; 11/19/2019; 9/13/2022	1/22/2011; 7/1/2017; 7/1/2020; 10/13/2022	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Santa Cruz	Santa Cruz	11/27/2018	12/27/2018	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Santa Cruz County	Santa Cruz	6/11/2019	1/1/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Santa Maria	Santa Barbara	12/3/2019	7/1/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Sausalito	Marin	7/31/2018	11/1/2018	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Scotts Valley~	Santa Cruz	6/15/2022	7/15/2022	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Sebastopol	Sonoma	9/15/2020	3/15/2021	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Solana Beach	San Diego	4/8/2020	5/8/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Soledad~	Monterey	5/18/2022	6/18/2022	Yes, all	Yes	Yes, all	Yes, all	Yes, except ESDs w/o nicotine	No
Sunnyvale	Santa Clara	11/10/2020	5/10/2021	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Tiburon	Marin	9/2/2020	10/2/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Ukiah~	Mendocino	5/3/2023	6/2/2023	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Walnut~	Los Angeles	3/9/2022	7/1/2022	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Watsonville	Santa Cruz	10/8/2019	11/7/2019	Yes, all	Yes	Yes, all	Yes, all	Yes	No
West Sacramento	Yolo	1/15/2020	2/14/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Windsor~	Sonoma	3/7/2018; 8/18/2021	4/6/2018; 9/17/2021	Yes, all	Yes	Yes, all	Yes, all	Yes	No

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Winters~	Yolo	12/6/2022	1/5/2023	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Woodland	Yolo	11/5/2019	4/1/2020	Yes, all	Yes	Yes, all	Yes, all	Yes	No
Yolo County~	Yolo	10/25/2016; 11/22/2022	5/1/2017; 12/22/2022	Yes, all	Yes	Yes, all	Yes, all	Yes	No

### Similar to State Law

Local flavored tobacco policies that contain partial product exemptions that are **similar** to state law *or* contain a retailer exemption that is not present in the state law. These local policies prohibit the sale of **most** flavored tobacco products, except there is an **exemption for one or more types of flavored tobacco** leaf products, typically hookah/shisha, premium cigars, and/or roll your own tobacco (12 municipalities), *and/or* the local policies include an exemption to allow the sale of some or all flavored products at **adult-only/specialty retailers** (11 municipalities).

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Buena Park~	Orange	7/27/2021	3/31/2022	Yes, except at certain locations	Yes	Yes, except at certain locations	Yes, all	Yes	Yes
Burbank	Los Angeles	10/15/2019	5/1/2020	Yes, some	Partial	Yes, except at certain locations	Yes, except at certain locations	Yes, except at certain locations	Yes
Compton	Los Angeles	5/12/2020	9/9/2020	Yes, except at certain locations	Partial	Yes, except at certain locations	Yes, all	Yes	Yes
Concord~	Contra Costa	6/13/2023	7/13/2023	Yes, all	Yes	Yes, some	Yes, all	Yes	No
Culver City	Los Angeles	10/28/2019	11/27/2019	Yes, except at certain locations	Yes	Yes, except at certain locations	Yes, except at certain locations	Yes, except at certain locations	Yes
Encinitas~	San Diego	9/9/2020	1/1/2021	Yes, some	Yes	Yes, some	Yes, all	Yes, except ESDs w/o nicotine	No
Foster City~	San Mateo	11/7/2022	1/1/2023	Yes, except at certain locations	Yes	Yes, except at certain locations	Yes, all	Yes, except ESDs w/o nicotine	Yes
Glendale~	Los Angeles	4/27/2021	5/27/2021	Yes, some	Yes	Yes, some	Yes, all	Yes	No

Municipality	County	Enactment Date(s)	Effective/ Enforcement Date(s)	Includes Menthol Products <sup>1</sup>	Includes Menthol Cigarettes	Includes Combustibles <sup>2</sup>	Includes Non-Combustibles <sup>3</sup>	Includes ESDs <sup>4</sup>	Adult-Only / Specialty Retailer Exemption
Long Beach	Los Angeles	12/5/2019; 4/15/2021	7/3/2020; 8/14/2021	Yes, all	Yes	Yes, some	No	Yes	No
Los Altos	Santa Clara	2/11/2020	3/13/2020	Yes, except at certain locations	Partial	Yes, except at certain locations	Yes, except at certain locations	Yes	Yes
Los Angeles~	Los Angeles	6/10/2022	1/1/2023	Yes, some	Yes	Yes, some	Yes, all	Yes	Yes
Monterey~	Monterey	8/2/2022	2/27/2023	Yes, except at certain locations	Yes	Yes, except at certain locations	Yes, all	Yes	Yes
Napa	Napa	10/20/2020	1/1/2021	Yes, some	Yes	Yes, some	Yes, some	Yes	No
Pacifica~	San Mateo	3/8/2022	4/7/2023	Yes, except at certain locations	Partial	Yes, except at certain locations	Yes, except at certain locations	Yes, except ESDs w/o nicotine	Yes
Paradise~	Butte	7/14/2020	8/13/2020	Yes, all	Yes	Yes, all	Yes, all	No	No
Pleasant Hill~	Contra Costa	2/7/2022	1/1/2023	Yes, except at certain locations	Partial	Yes, except at certain locations	Yes, except at certain locations	Yes, except at certain locations	Yes
Redondo Beach	Los Angeles	10/15/2019	11/14/2019	Yes, except at certain locations	Yes	Yes, except at certain locations	Yes, except at certain locations	Yes, except at certain locations	Yes
Redwood City~	San Mateo	12/21/2021	4/1/2022	Yes, some	Yes	Yes, except at certain locations	Yes, all	Yes, except ESDs w/o nicotine	Yes
San Diego~	San Diego	6/2/2022	1/1/2023	Yes, some	Yes	Yes, some	Yes, all	Yes, except ESDs w/o nicotine	No
San Diego County	San Diego	1/28/2020	7/1/2020	Yes, some	Yes	Yes, some	Yes, all	Yes	No
San Jose~	Santa Clara	10/19/2021	6/30/2022	Yes, some	Yes	Yes, some	Yes, all	Yes, except ESDs w/o nicotine	Yes
Sonoma~	Sonoma	6/1/2015; 5/18/2022	9/1/2015; 9/1/2022	Yes, all	Yes	Yes, some	Yes, some	Yes	No
South San Francisco	San Mateo	10/9/2019	1/1/2020	Yes, except at certain locations	Partial	Yes, except at certain locations	Yes, except at certain locations	Yes, except at certain locations	Yes
Stanton~	Orange	11/26/2019	12/26/2019	Yes, except at certain locations	Yes	Yes, except at certain locations	Yes, except at certain locations	Yes, except at certain locations	Yes
Walnut Creek~	Contra Costa	11/6/2021	5/17/2022	Yes, except at certain locations	Partial	Yes, except at certain locations	Yes, all	Yes	Yes
West Hollywood	Los Angeles	10/17/2016;	11/16/2016;	Yes, some	Yes	Yes, some	Yes, all	Yes	No

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		2/16/2021	9/15/2021						

**Weaker than State Law**

Local flavored tobacco policies that have **weaker protections** than provided by state law. These policies **do not restrict sale of menthol cigarettes and/or other menthol products** (11 municipalities) *and/or only flavored ESDs* are prohibited from sale (8 municipalities).

Municipality	County	Enactment Date(s)	Effective/ Enforcement Date(s)	Includes Menthol Products <sup>1</sup>	Includes Menthol Cigarettes	Includes Combustibles <sup>2</sup>	Includes Non-Combustibles <sup>3</sup>	Includes ESDs <sup>4</sup>	Adult-Only / Specialty Retailer Exemption
Alturas	Modoc	11/19/2019	5/19/2020	Yes, some	No	Yes, all	Yes, some	Yes	No
Anderson	Shasta	11/19/2019	1/3/2020; 5/19/2020***	Yes, some	No	Yes, some	Yes, some	Yes	No
Arroyo Grande~	San Luis Obispo	11/26/2019	1/26/2019	No	No	No	No	Yes, except with FDA premarket review order	No
Auburn	Placer	11/25/2019	1/1/2020	Yes, some	No	Yes, all	Yes, some	Yes	No
Calabasas~	Los Angeles	5/27/2020	11/23/2020	No	No	No	No	Yes, except ESDs w/o nicotine	No
Cloverdale	Sonoma	11/14/2017	12/14/2017	No	No	Yes, all	Yes, all	Yes, except menthol	No
Danville~	Contra Costa	2/18/2020	3/19/2020	No	No	No	No	Yes, except with FDA premarket review order	No
El Cerrito	Contra Costa	10/6/2015	1/1/2016	Yes, some	No	Yes, some	Yes, some	Yes	No
La Verne~	Los Angeles	9/7/2021	1/1/2022	No	No	Yes, some	Yes	Yes, except menthol	No
Laguna Niguel	Orange	11/19/2019	12/19/2019	No	No	No	No	Yes	No
Loomis~	Placer	2/11/2020	3/2/2020	No	No	No	No	Yes	No



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Morgan Hill	Santa Clara	12/18/2019	1/19/2020	Yes, some	No	Yes, some	Yes, all	Yes	No
Morro Bay	San Luis Obispo	4/28/2020	5/28/2020	No	No	Yes, all	No	Yes, except ESDs w/o nicotine	No
Palmdale	Los Angeles	12/3/2019	6/3/2020	Yes, some	No	No	No	Yes	No
Pinole	Contra Costa	9/17/2019	1/15/2020	Yes, some	No	Yes, some	Yes, all	Yes	No
San Luis Obispo~	San Luis Obispo	2/4/2020	5/4/2020	No	No	No	No	Yes, except with FDA premarket review order	No
Saratoga	Santa Clara	10/17/2018	11/17/2018	Yes, some	No	Yes, all	Yes, all	Yes	No
Ventura	Ventura	12/12/2019	6/12/2020	Yes, some	No	Yes, some	Yes, all	Yes	No
Ventura County	Ventura	12/10/2019	12/10/2019	Yes, some	No	No	No	Yes	No

**Explanatory Notes:**

~ **Not in PETS:** Municipalities marked with ~ have new or updated policy provisions that are not yet reflected in the PETS database.

\*San Benito County’s policy covers the cities of Hollister and San Juan Bautista.

\*\*San Francisco’s policy has one effective/enforcement date: The July 2017 policy was passed by the Board of Supervisors but did not go into effect as part of the industry effort to repeal the law on the ballot. The policy was upheld on the June 2018 ballot and went into effect 30 days after certification with an enforcement date of 1/1/2019.

\*\*\*Anderson’s policy has two effective/enforcement dates: Retailers with inventories less than 50% flavored tobacco products by 1/3/2020, and retailers with inventories more than 50% flavored tobacco products by 5/19/2020.

In California, county Boards of Supervisors have the authority to pass policies for the unincorporated areas of the county, and these policies generally do not apply to incorporated cities/towns located within the county.

Additional municipalities not listed in this document have adopted flavors policies, and they will be added to this document once the policies have undergone PETS analysis. For the full list of all flavors policies that ANRF is aware of, see [List of California Municipalities Regulating the Sale of Flavored Tobacco Products](#).

## **Definitions:**

**ESDs** = Electronic smoking devices, such as e-cigarettes, hookah pens, e-liquids, and other vaping products.

**Most Recent Enactment Date:** Jurisdictions may have enacted multiple policies regulating flavors, such as amending prior policy provisions. The matrix lists the most recent date that a policy regulating flavors covered by this matrix was enacted or amended.

**Tobacco product:** This term is used to describe such products more generally, as state law defines them to include products containing, made, or derived from tobacco or nicotine, as well as electronic devices that deliver nicotine or other vaporized liquids.

**Tobacco leaf product:** In contrast to the more general reference to tobacco products, tobacco leaf products denote the category of regulated products that contain tobacco leaf as an ingredient (e.g. cigarettes, cigars, chew, snuff) and does not include ESDs.

<sup>1</sup> **Includes Menthol Products:** This column addresses whether the policy regulates the sale of menthol-flavored tobacco leaf products (e.g. cigarettes, cigarillos/little cigars, cigars, snuff, chew, snus, heated products, shisha/hookah). This column does not address ESDs.

**Yes, all** = Policy prohibits the sale of all menthol flavored tobacco leaf products.

**Yes, some** = Policy prohibits the sale of some, but not all, menthol flavored tobacco leaf products.

**Yes, except at certain locations** = Policy prohibits the sale of menthol flavored tobacco leaf products except at certain specified locations, such as adult-only, specialty tobacco retailers, and/or tobacco bars.

<sup>2</sup> **Includes Combustibles:** This column addresses whether the policy regulates the sale of non-menthol flavored combustible tobacco leaf products (e.g. cigarillos/little cigars, cigars, hookah/shisha tobacco, pipe tobacco, etc.). The policy may regulate the sale of some, but not all, types of combustible products.

**Yes, all** = Policy prohibits the sale of all non-menthol flavored combustible tobacco leaf products.

**Yes, some** = Policy prohibits the sale of some, but not all, non-menthol flavored combustible tobacco leaf products, such as flavored hookah/shisha tobacco or flavored premium cigars.

**Yes, except at certain locations** = Policy prohibits the sale of all non-menthol flavored combustible tobacco leaf products except at certain specified locations, such as adult-only, specialty tobacco retailers, and/or tobacco bars.

<sup>3</sup> **Includes Non-Combustibles:** This column addresses whether the policy regulates the sale of non-menthol flavored non-combustible tobacco leaf products (e.g. snus, snuff, chew, etc.)

**Yes, all** = Policy prohibits the sale of all non-menthol flavored non-combustible tobacco leaf products.

**Yes, some** = Policy prohibits the sale of some, but not all, non-menthol flavored non-combustible tobacco leaf products.

**Yes, except at certain locations** = Policy prohibits the sale of all non-menthol flavored non-combustible tobacco leaf products except at certain specified locations, such as adult-only, specialty tobacco retailers, and/or tobacco bars.

<sup>4</sup> **Includes ESDs:** This column addresses whether the policy regulates the sale of flavored electronic smoking devices.

**Yes** = Policy prohibits the sale of all flavors of ESDs.

**Yes, except menthol** = Policy prohibits the sale of all flavors of ESDs except sale of menthol-flavored ESDs is permitted.

**Yes, except ESDs w/o nicotine** = Policy does not prohibit flavored ESD products that do not contain nicotine.

**Yes, except at certain locations** = Policy prohibits the sale of all flavors of ESDs except at certain specified locations, such as adult-only, specialty tobacco retailers, and/or tobacco bars.

**Yes, except with FDA premarket review order** = Policy prohibits the sale of all flavors of ESDs except for products that have been authorized for sale under the FDA's premarket review process.

ANR Foundation is actively collecting policies for the PETS Database. If you know of local laws that you think should be included in this document, or want to inquire about additional information on particular laws, please contact the ANR Foundation at [PETS-TA@no-smoke.org](mailto:PETS-TA@no-smoke.org).

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