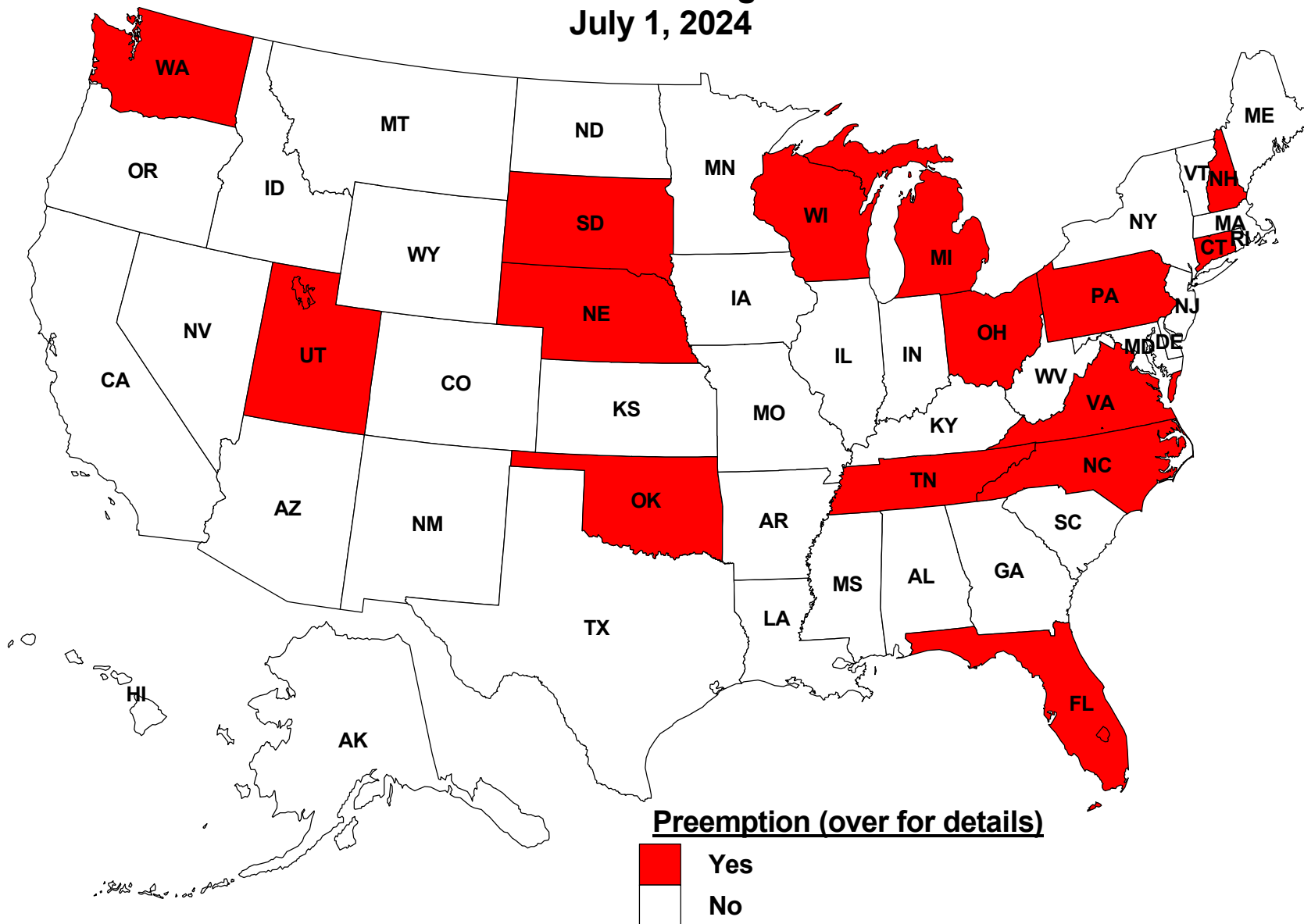


# States with Any Type of Preemption of Smokefree Air Laws

American Nonsmokers' Rights Foundation

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Note: American Indian and Alaska Native sovereign Tribal laws are not reflected on this map.

To license our datasets containing over 20,000 laws in nearly 6,000 communities, contact us at [TobaccoLawsDatabase@no.smoke.org](mailto:TobaccoLawsDatabase@no.smoke.org).

**Connecticut** preempts all local smoking and vaping legislation.

**Florida** preempts all local smoking legislation except for allowing local laws to regulate e-cigarettes, and local laws to regulate smoking on beaches and parks as of 7/1/22.

**Michigan** preempts local laws relating to restaurants and bars.

**Nebraska** preempts local laws relating to cigar bars.

**New Hampshire** preempts all local smoking legislation.

**North Carolina** preempts some local laws. Those enacted/effective before 10/15/93 remain in effect but may not be strengthened. Local laws enacted after that date may regulate smoking in local government buildings and vehicles, as well as in specified public places.

**Ohio** municipalities are preempted from regulating use of tobacco and alternative nicotine products, including ESDs delivering nicotine. Existing local regulations explicitly preempted.

**Oklahoma** preempts local smoking laws other than those restricting smoking in public outdoor areas.

**Pennsylvania** preempts local laws relating to smoking in enclosed workplaces and public places, except in Philadelphia. The state permits Philadelphia to enforce its smokefree laws (not pertaining to gambling), provided the city does not amend its laws so as to conflict with state law.

**South Dakota** preempts all local smoking legislation, including marijuana.

**Tennessee** preempts some local smoking and vaping regulations except for in public buildings, on municipal grounds including parks and amphitheatres, and in age-restricted venues, as well as airport authorities, utility districts, and special school districts.

**Utah** preempts local smoking laws other than those restricting smoking in public outdoor areas.

**Virginia** preempts some local laws. Those enacted prior to 1/1/90 remain in effect, and newer local laws may require nonsmoking sections in public places and may allow employers to regulate smoking in private workplaces.

**Washington** preempts almost all local laws relating to smoking in enclosed workplaces and public places (per a State Supreme Court ruling), but localities may enact laws to close the exemption in state law that allows for smoking in private workplaces within public places. State law also permits localities to implement the state's clean air act.

**Wisconsin** preempts local laws restricting smoking in outdoor areas, except for those laws applying only to public property.