



Maryland and Federal Tobacco Sales Laws

Legal restrictions of selling tobacco to those underage	Maryland Law	Federal Law
All tobacco products, including electronic smoking devices (ESDs), may only be sold to individuals age 21 or older.	✓	✓
The definition of tobacco products includes cigarettes, cigars, smokeless, roll-your-own, e-cigarettes, and hookah.	✓	✓
Retailers MUST check ID of everyone under age 27 who attempt to purchase any tobacco product.*		✓
Cigarettes and smokeless tobacco may only be sold in face-to-face transactions.**		✓
Prohibits the sale of tobacco products in vending machines unless the vending machine is located in an adult-only establishment.	✓	✓
Cigarettes may only be sold in packages of at least 20.	✓	✓
Prohibits breaking or opening packages of smokeless tobacco to sell in any quantity smaller than the smallest package distributed by the manufacturer for individual use.		✓
Prohibits the sale of clove cigarettes.	✓	✓
Prohibits the sale of flavored cigarettes (excluding menthol).		✓
Cigarette and smokeless tobacco manufacturers are prohibited from sponsoring any athletic or entertainment event using an identifiable logo.		✓
Prohibits selling or shipping cigarettes, ordered through the mail or over the internet, directly to a consumer.	✓	✓
Prohibits free samples of tobacco (excluding free samples of smokeless tobacco in a “qualified adult-only facility”).		✓
Prohibits free giveaway of gifts and items with the purchase of cigarettes or smokeless tobacco or by the redemption of coupons or points earned through purchasing cigarettes or smokeless tobacco.		✓

*A retailer may be cited for selling to a person without checking ID if he/she appears under age 27. MDH anticipates the Secretary of HHS to promulgate regulations that would increase this age to under 30.

**Nearly half of Maryland jurisdictions have local laws that require face-to-face transactions for the sale of all tobacco products. Also, several counties and municipalities have enacted additional e-cigarette packaging and sales restrictions. Please consult your local health department for details.

Laws and penalties are subject to change. Visit www.NoTobaccoSalesToMinors.com for the most up-to-date information and local product placement ordinances.

