

ILLINOIS

Smoke Free Illinois Act to Include Electronic Smoking Devices in 2024

On July 28, 2023, Illinois [amended](#) the Smoke Free Illinois Act (Act) to include the use of electronic smoking devices, such as electronic cigarettes. The amendments become effective on Jan. 1, 2024.

The Smoke Free Illinois Act

The Act prohibits smoking in public places, places of employment and government vehicles. Specifically, under the Act, no person is allowed to smoke in a public place or any place of employment or within 15 feet of any entrance to a public place or place of employment. The Act includes a responsibility to ensure that tobacco smoke does not enter a smoke-free area through entrances, exits, open windows or other means.

The Act defines “smoke” or “smoking” as carrying, smoking, burning, inhaling or exhaling any kind of lighted pipe, cigar, cigarette, hookah, marijuana, herbs or any other lighted smoking equipment. “Smoke” or “smoking” does not include smoking that is associated with a native-recognized religious ceremony, ritual, or activity by American indigenous people that is in accordance with the [federal American Indian Religious Freedom Act](#).

Electronic Smoking Devices

The amendments define electronic smoking devices, including electronic cigarettes, as any product containing or delivering nicotine or any other substance intended for human consumption that can be used by a person in any manner for the purpose of inhaling vapor or aerosol from the product.

“Electronic cigarette” includes any such product, whether manufactured, distributed, marketed or sold as an e-cigarette, e-cigar, e-pipe, e-hookah, or vape pen or under any other product name or descriptor.

Important Dates

July 28, 2023

Illinois amended the Smoke Free Illinois Act.

Jan. 1, 2024

Effective date for the Smoke Free Illinois Act amendments.

Under the Act, no person is allowed to smoke in a public place or any place of employment or within 15 feet of any entrance to these spaces.

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