



132nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2025

Legislative Document

No. 166

H.P. 99

House of Representatives, January 14, 2025

An Act to Prohibit the Sale of Tobacco Products in Pharmacies and Retail Establishments Containing Pharmacies

Reference to the Committee on Health and Human Services suggested and ordered printed.

A handwritten signature in cursive script, reading "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative MOONEN of Portland.
Cosponsored by Senator INGWERSEN of York and
Representatives: DEBRITO of Waterville, MCCABE of Lewiston, MEYER of Eliot,
SHAGOURY of Hallowell, ZAGER of Portland, Senator: GUERIN of Penobscot.

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §1551, sub-§6 is enacted to read:

6. Pharmacy. "Pharmacy" means a retail pharmacy as defined in Title 24-A, section 4347, subsection 19.

Sec. 2. 22 MRSA §1551-A, sub-§6 is enacted to read:

6. Pharmacies and retail establishments with a pharmacy ineligible for retail tobacco license; civil penalty; transfer of funds. This subsection governs pharmacies and retail establishments containing a pharmacy.

A. A pharmacy is ineligible for a retail tobacco license. A pharmacy that engages in retail sales, including retail sales through vending machines or in free distribution of tobacco products, and sells, keeps for sale or gives away in the course of trade any tobacco products to anyone commits a civil violation for which a fine of not more than \$2,000 may be adjudged. Each day a pharmacy is in violation of this paragraph constitutes a separate offense.

B. A retail establishment containing a pharmacy is ineligible for a retail tobacco license. A retail establishment containing a pharmacy that engages in retail sales, including retail sales through vending machines or in free distribution of tobacco products, and sells, keeps for sale or gives away in the course of trade any tobacco products to anyone commits a civil violation for which a fine of not more than \$2,000 may be adjudged. Each day a retail establishment containing a pharmacy is in violation of this paragraph constitutes a separate offense.

Sec. 3. Effective date. This Act takes effect January 1, 2026.

SUMMARY

This bill provides that pharmacies and retail establishments containing a pharmacy are ineligible for a retail tobacco license and provides that a pharmacy or retail establishment containing a pharmacy that engages in retail sales of tobacco products commits a civil violation.