



General Assembly

**Amendment**

February Session, 2026

LCO No. 4340



Offered by:

REP. CANDELORA V., 86<sup>th</sup> Dist.  
REP. RUTIGLIANO, 123<sup>rd</sup> Dist.  
REP. ZAWISTOWSKI, 61<sup>st</sup> Dist.  
REP. YACCARINO, 87<sup>th</sup> Dist.  
REP. PISCOPO, 76<sup>th</sup> Dist.

REP. WEIR, 55<sup>th</sup> Dist.  
REP. REDDINGTON-HUGHES, 66<sup>th</sup> Dist.  
REP. HAINES, 34<sup>th</sup> Dist.  
REP. FISHBEIN, 90<sup>th</sup> Dist.

To: Subst. House Bill No. 5350

File No. 401

Cal. No. 272

(As Amended)

**"AN ACT CONCERNING CANNABIS, HEMP AND INFUSED BEVERAGE REGULATION."**

1 Strike section 11 in its entirety and renumber the remaining sections  
2 and internal references accordingly

3 After the last section, add the following and renumber sections and  
4 internal references accordingly:

5 "Sec. 501. Section 19a-342a of the general statutes is repealed and the  
6 following is substituted in lieu thereof (*Effective October 1, 2026*):

7 (a) As used in this section:

8 (1) "Any area" means the interior of the facility, building or  
9 establishment and the outside area within twenty-five feet of any

10 doorway, operable window or air intake vent of the facility, building or  
11 establishment;

12 (2) "Child care facility" means a provider of child care services as  
13 defined in section 19a-77, or a person or entity required to be licensed  
14 under section 17a-145;

15 (3) "Electronic nicotine delivery system" means an electronic device  
16 used in the delivery of nicotine to a person inhaling from the device, and  
17 includes, but is not limited to, an electronic cigarette, electronic cigar,  
18 electronic cigarillo, electronic pipe or electronic hookah and any related  
19 device and any cartridge or other component of such device, including,  
20 but not limited to, electronic cigarette liquid or synthetic nicotine.  
21 "Electronic nicotine delivery system" does not include a medicinal or  
22 therapeutic product that is (A) used by a licensed health care provider  
23 to treat a patient in a health care setting, (B) used by a patient, as  
24 prescribed or directed by a licensed healthcare provider in any setting,  
25 or (C) any drug or device, as defined in the Food, Drug and Cosmetic  
26 Act, 21 USC 321, as amended from time to time, any combination  
27 product, as described in said act, 21 USC 353(g), as amended from time  
28 to time, or any biological product, as described in 42 USC 262, as  
29 amended from time to time, and 21 CFR 600.3, as amended from time to  
30 time, authorized for sale by the federal Food and Drug Administration;

31 (4) "Electronic cigarette liquid" does not include a medicinal or  
32 therapeutic product that is (A) used by a licensed health care provider  
33 to treat a patient in a health care setting, (B) used by a patient, as  
34 prescribed or directed by a licensed health care provider in any setting,  
35 or (C) any drug or device, as defined in the Food, Drug and Cosmetic  
36 Act, 21 USC 321, as amended from time to time, any combination  
37 product, as described in said act, 21 USC 353(g), as amended from time  
38 to time, or any biological product, as described in 42 USC 262, as  
39 amended from time to time, and 21 CFR 600.3, as amended from time to  
40 time, authorized for sale by the federal Food and Drug Administration;

41 (5) "Electronic cannabis delivery system" means an electronic device

42 that may be used to simulate smoking in the delivery of cannabis to a  
43 person inhaling the device and includes, but is not limited to, a  
44 vaporizer, electronic pipe, electronic hookah and any related device and  
45 any cartridge or other component of such device. "Electronic cannabis  
46 delivery system" does not include a medicinal or therapeutic product  
47 that is (A) used by a licensed health care provider to treat a patient in a  
48 health care setting, (B) used by a patient, as prescribed or directed by a  
49 licensed health care provider in any setting, or (C) any drug or device,  
50 as defined in the Food, Drug and Cosmetic Act, 21 USC 321, as amended  
51 from time to time, any combination product, as described in said act, 21  
52 USC 353(g), as amended from time to time, or any biological product, as  
53 described in 42 USC 262, as amended from time to time, and 21 CFR  
54 600.3, as amended from time to time, authorized for sale by the federal  
55 Food and Drug Administration;

56 (6) "Cannabis" [means marijuana, as defined] has the same meaning  
57 as provided in section 21a-240, as amended by this act;

58 (7) "Cannabis product" has the same meaning as provided in section  
59 21a-420, as amended by this act;

60 (8) "Cannabis-type substances" has the same meaning as provided in  
61 section 21a-420, as amended by this act;

62 [(7)] (9) "Liquid nicotine container" means a container that holds a  
63 liquid substance containing nicotine that is sold, marketed or intended  
64 for use in an electronic nicotine delivery system or vapor product,  
65 except "liquid nicotine container" does not include such a container that  
66 is prefilled and sealed by the manufacturer and not intended to be  
67 opened by the consumer; and

68 [(8)] (10) "Vapor product" means any product that employs a heating  
69 element, power source, electronic circuit or other electronic, chemical or  
70 mechanical means, regardless of shape or size, to produce a vapor that  
71 may include nicotine or cannabis and is inhaled by the user of such  
72 product. "Vapor product" does not include a medicinal or therapeutic

73 product that is (A) used by a licensed health care provider to treat a  
74 patient in a health care setting, (B) used by a patient, as prescribed or  
75 directed by a licensed health care provider in any setting, or (C) any  
76 drug or device, as defined in the Food, Drug and Cosmetic Act, 21 USC  
77 321, as amended from time to time, any combination product, as  
78 described in said act, 21 USC 353(g), as amended from time to time, or  
79 any biological product, as defined in 42 USC 262, as amended from time  
80 to time, and 21 CFR 600.3, as amended from time to time, authorized for  
81 sale by the federal Food and Drug Administration.

82 (b) (1) No person shall use [an] any cannabis, cannabis product,  
83 cannabis-type substances, electronic [nicotine or] cannabis delivery  
84 system, electronic nicotine delivery system or vapor product: (A) In any  
85 area of a building or portion of a building owned and operated or leased  
86 and operated by the state or any political subdivision of the state; (B) in  
87 any area of a health care institution, including, but not limited to, a  
88 psychiatric facility; (C) in any area of a retail establishment accessed by  
89 the public; (D) in any restaurant; (E) in any area of an establishment with  
90 a permit issued for the sale of alcoholic liquor pursuant to section 30-  
91 20a, 30-21, 30-21b, 30-22, 30-22a, 30-22c, 30-22g, 30-26, 30-28, 30-28a, 30-  
92 33a, 30-33b, 30-35a, 30-37a, 30-37e or 30-37f, in any area of establishment  
93 with a permit issued for the sale of alcoholic liquor pursuant to section  
94 30-22aa issued after May 1, 2003; (F) in any area of a school building or  
95 on the grounds of such school; (G) within a child care facility or on the  
96 grounds of such child care facility, except, if the child care facility is a  
97 family child care home as defined in section 19a-77, such use is  
98 prohibited only when a child enrolled in such home is present during  
99 customary business hours; (H) in any passenger elevator; (I) in any area  
100 of a dormitory in any public or private institution of higher education;  
101 (J) in any area of a facility equipped with screens for the simulcasting of  
102 off-track betting race programs or jai alai games; (K) in any room offered  
103 as an accommodation to guests by the operator of a hotel, motel or  
104 similar lodging; (L) in any area of a correctional facility, halfway house  
105 or residential facility funded by the Judicial Branch; or (M) in any area  
106 of a platform or a shelter at a rail, busway or bus station, owned and

107 operated or leased and operated by the state or any political subdivision  
108 of the state. For purposes of this subsection, "restaurant" means space,  
109 in a suitable and permanent building, kept, used, maintained,  
110 advertised and held out to the public to be a place where meals are  
111 regularly served to the public; and "school" has the same meaning as  
112 provided in section 10-154a.

113 (2) Subdivision (1) of this subsection shall not apply to the following:  
114 (A) Public housing projects, as defined in subsection (b) of section 21a-  
115 278a; (B) any classroom where a demonstration of the use of [an] any  
116 cannabis, cannabis product, cannabis-type substances, electronic  
117 [nicotine or] cannabis delivery system, electronic nicotine delivery  
118 system or vapor product is taking place as part of a medical or scientific  
119 experiment or lesson; (C) any medical research site where the use of [an]  
120 any cannabis, cannabis product, cannabis-type substances, electronic  
121 [nicotine or] cannabis delivery system, electronic nicotine delivery  
122 system or vapor product is integral to the research being conducted; (D)  
123 establishments without a permit for the sale of alcoholic liquor that sell  
124 electronic nicotine delivery systems, vapor products or liquid nicotine  
125 containers on-site and allow their customers to use such systems,  
126 products or containers on-site; (E) notwithstanding the provisions of  
127 subparagraph (E) of subdivision (1) of this subsection, the outdoor  
128 portion of the premises of any permittee listed in subparagraph (E) of  
129 subdivision (1) of this subsection, provided, in the case of any seating  
130 area maintained for the service of food, at least seventy-five per cent of  
131 the outdoor seating capacity is an area in which smoking is prohibited  
132 and which is clearly designated with written signage as a nonsmoking  
133 area, except that any temporary seating area established for special  
134 events and not used on a regular basis shall not be subject to the  
135 prohibition on the use of an electronic [nicotine or] cannabis delivery  
136 system, electronic nicotine delivery system or vapor product or the  
137 signage requirements of this subparagraph; or (F) any tobacco bar. For  
138 purposes of this subdivision, "outdoor" means an area which has no roof  
139 or other ceiling enclosure; "tobacco bar" means an establishment with a  
140 permit for the sale of alcoholic liquor to consumers issued pursuant to

141 section 30-22a, that, in the calendar year ending December 31, 2002,  
142 generated ten per cent or more of its total annual gross income from the  
143 on-site sale of tobacco products and the rental of on-site humidors or,  
144 for any tobacco bar that commenced operations during the period  
145 beginning January 1, 2003, and ending December 31, 2022, generates at  
146 least sixty per cent of the tobacco bar's total annual gross sales from on-  
147 site sales of tobacco products, as determined in an annual audit  
148 conducted by an independent certified public accountant; and "tobacco  
149 product" means cigars and pipe tobacco, and does not include cannabis,  
150 cannabis products, cigarettes or chewing tobacco.

151 (c) In each room, elevator, area or building in which the use of [an]  
152 any cannabis, cannabis product, cannabis-type substances, electronic  
153 [nicotine or] cannabis delivery system, electronic nicotine delivery  
154 system or vapor product is prohibited by this section, the person in  
155 control of the premises shall post or cause to be posted in a conspicuous  
156 place signs stating that such use is prohibited by state law. Such signs,  
157 except in elevators, restaurants, establishments with permits to sell  
158 alcoholic liquor to consumers issued pursuant to chapter 545, hotels,  
159 motels or similar lodgings, and health care institutions, shall have letters  
160 at least four inches high with the principal strokes of letters not less than  
161 one-half inch wide.

162 (d) Any person found guilty of using [an] any cannabis, cannabis  
163 product, cannabis-type substances, electronic [nicotine or] cannabis  
164 delivery system, electronic nicotine delivery system or vapor product in  
165 violation of this section, failure to post signs as required by this section  
166 or the unauthorized removal of such signs shall have committed an  
167 infraction. Nothing in this section shall be construed to require the  
168 person in control of a building to post such signs in every room of the  
169 building, provided such signs are posted in a conspicuous place in the  
170 building.

171 (e) Nothing in this section shall be construed to require the  
172 designation of any area for the use of any cannabis, cannabis product,  
173 cannabis-type substances, electronic [nicotine or] cannabis delivery

174 system, electronic nicotine delivery system or vapor product inside or  
175 outside any building or the entryway to any building or on any  
176 property.

177 (f) The provisions of this section shall supersede and preempt the  
178 provisions of any municipal law or ordinance relative to the use of an  
179 electronic nicotine delivery system or vapor product effective prior to,  
180 on or after October 1, 2015."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>October 1, 2026</i>	19a-342a