



General Assembly

Amendment

February Session, 2026

LCO No. 4288



Offered by:

REP. CANDELORA V., 86th Dist.

REP. RUTIGLIANO, 123rd Dist.

REP. ZAWISTOWSKI, 61st Dist.

REP. YACCARINO, 87th Dist.

REP. PISCOPO, 76th Dist.

REP. WEIR, 55th Dist.

REP. REDDINGTON-HUGHES, 66 Dist.

REP. HAINES, 34th 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 Section 19a-342a of the general statutes is repealed and the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-type substances" has the same meaning as provided in
59 section 21a-420, as amended by this act;

60 [(7)] (8) "Liquid nicotine container" means a container that holds a
61 liquid substance containing nicotine that is sold, marketed or intended
62 for use in an electronic nicotine delivery system or vapor product,
63 except "liquid nicotine container" does not include such a container that
64 is prefilled and sealed by the manufacturer and not intended to be
65 opened by the consumer; and

66 [(8)] (9) "Vapor product" means any product that employs a heating
67 element, power source, electronic circuit or other electronic, chemical or
68 mechanical means, regardless of shape or size, to produce a vapor that
69 may include nicotine or cannabis and is inhaled by the user of such
70 product. "Vapor product" does not include a medicinal or therapeutic
71 product that is (A) used by a licensed health care provider to treat a
72 patient in a health care setting, (B) used by a patient, as prescribed or
73 directed by a licensed health care provider in any setting, or (C) any

74 drug or device, as defined in the Food, Drug and Cosmetic Act, 21 USC
75 321, as amended from time to time, any combination product, as
76 described in said act, 21 USC 353(g), as amended from time to time, or
77 any biological product, as defined in 42 USC 262, as amended from time
78 to time, and 21 CFR 600.3, as amended from time to time, authorized for
79 sale by the federal Food and Drug Administration.

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

108 advertised and held out to the public to be a place where meals are
109 regularly served to the public; and "school" has the same meaning as
110 provided in section 10-154a.

111 (2) Subdivision (1) of this subsection shall not apply to the following:
112 (A) Public housing projects, as defined in subsection (b) of section 21a-
113 278a; (B) any classroom where a demonstration of the use of [an] any
114 cannabis, cannabis-type substances, electronic [nicotine or] cannabis
115 delivery system, electronic nicotine delivery system or vapor product is
116 taking place as part of a medical or scientific experiment or lesson; (C)
117 any medical research site where the use of [an] any cannabis, cannabis-
118 type substances, electronic [nicotine or] cannabis delivery system,
119 electronic nicotine delivery system or vapor product is integral to the
120 research being conducted; (D) establishments without a permit for the
121 sale of alcoholic liquor that sell electronic nicotine delivery systems,
122 vapor products or liquid nicotine containers on-site and allow their
123 customers to use such systems, products or containers on-site; (E)
124 notwithstanding the provisions of subparagraph (E) of subdivision (1)
125 of this subsection, the outdoor portion of the premises of any permittee
126 listed in subparagraph (E) of subdivision (1) of this subsection,
127 provided, in the case of any seating area maintained for the service of
128 food, at least seventy-five per cent of the outdoor seating capacity is an
129 area in which smoking is prohibited and which is clearly designated
130 with written signage as a nonsmoking area, except that any temporary
131 seating area established for special events and not used on a regular
132 basis shall not be subject to the prohibition on the use of an electronic
133 [nicotine or] cannabis delivery system, electronic nicotine delivery
134 system or vapor product or the signage requirements of this
135 subparagraph; or (F) any tobacco bar. For purposes of this subdivision,
136 "outdoor" means an area which has no roof or other ceiling enclosure;
137 "tobacco bar" means an establishment with a permit for the sale of
138 alcoholic liquor to consumers issued pursuant to section 30-22a, that, in
139 the calendar year ending December 31, 2002, generated ten per cent or
140 more of its total annual gross income from the on-site sale of tobacco
141 products and the rental of on-site humidors or, for any tobacco bar that

142 commenced operations during the period beginning January 1, 2003,
143 and ending December 31, 2022, generates at least sixty per cent of the
144 tobacco bar's total annual gross sales from on-site sales of tobacco
145 products, as determined in an annual audit conducted by an
146 independent certified public accountant; and "tobacco product" means
147 cigars and pipe tobacco, and does not include cannabis, cigarettes or
148 chewing tobacco.

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

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

168 (e) Nothing in this section shall be construed to require the
169 designation of any area for the use of any cannabis, cannabis-type
170 substances, electronic [nicotine or] cannabis delivery system, electronic
171 nicotine delivery system or vapor product inside or outside any
172 building or the entryway to any building or on any property.

173 (f) The provisions of this section shall supersede and preempt the

174 provisions of any municipal law or ordinance relative to the use of an
175 electronic nicotine delivery system or vapor product effective prior to,
176 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