



Flavored Tobacco and E-Cigarette Products List

New York City Administrative Code Title 17 Chapter 7 prohibits the sale of most flavored tobacco, electronic cigarettes (e-cigarettes) and e-liquids:

- E-cigarette retailers are only allowed to sell, offer for sale or possess with intent to sell e-cigarettes or e-liquids that are tobacco-flavored or unflavored.
 - E-cigarette retailers in possession of six or more e-cigarettes or more than 12 ounces of e-liquid in any other flavors are presumed to possess them with intent to sell.
- Tobacco retailers are only allowed to sell, offer for sale or possess with intent to sell cigarettes and other tobacco products that are unflavored or tobacco-, menthol-, mint- or wintergreen-flavored.
 - This includes cigars, cigarillos, little cigars, cigar wraps, smokeless tobacco (including chewing tobacco, snuff and dissolvable tobacco products), loose tobacco (including pipe tobacco and roll-your-own tobacco), snus and shisha (both tobacco and non-tobacco).
 - Tobacco retailers in possession of four or more tobacco products in any other flavors are presumed to possess them with intent to sell.

Prohibited tobacco and e-cigarette products include the following types of products:

1. Tobacco or e-cigarette products that the New York City Department of Health and Mental Hygiene (NYC Health Department), Department of Consumer and Worker Protection (DCWP) or Department of Finance (DOF) has determined to be flavored based on their taste or aroma
2. Tobacco or e-cigarette products that the NYC Health Department, DCWP or DOF presumes to be flavored based on labeling, packaging or marketing
3. Tobacco or e-cigarette products that have been found by an administrative law judge to be flavored

This Flavored Tobacco and E-Cigarette Products List **does not include every** product that is prohibited to sell. The list is produced to support compliance with and enforcement of New York City Administrative Code Title 17 Chapter 7 and Rules and Regulations Title 24 Chapter 28.

Other flavored products that are not listed may also be prohibited to sell. Retailers and enforcement entities should look at labels, packaging and marketing, including online descriptions, for signs of flavors. Flavor may be shown by words, colors or pictures.

- Products named for foods or beverages — for example, fruit, candy, drinks and desserts — indicate flavors and are prohibited.
- Products with words such as “spicy” and “sweet” are presumed to be prohibited.

- Colors might mean flavors too. For example, purple may indicate grape flavor, which is prohibited.
- “Ice” flavored e-cigarettes indicate menthol or similar flavors and are prohibited.

Retailers and distributors with questions about whether a specific product is flavored may contact nyctobacco@health.nyc.gov.

The list that follows provides **some examples** of products that **may not be sold** in NYC.

Brand	Product Name(s)		Type of Product
Air Bar	Energy drinks Shake Shake Super mint		E-cigarettes
Backwoods	Black ‘n sweet aromatic Dark stout	Honey Russian cream Sweet aromatic	Little cigars
Bluntville	Triple vanilla PinkBerry Pink diva Piff		Cigars
Cuttwood	Bird brains Tobacco trail Mr. Fritter Boss reserve		E-liquid
Djarum	Black mild Black		Cigarettes
Djarum	Bali Hai		Cigars
Dutch Masters	Irish fusion Java fusion		Cigarillos
ELFBAR	Energy Sakura grape		E-cigarettes
Hyde	Cinnamon banana Pink burst Sparkling orange	Summer LUV Tropical gummy	E-cigarettes
Fume	Black Ice Purple Rain Unicorn		E-cigarettes
Juul	Cucumber Fruit medley	Menthol Mint	E-cigarette pods
Middleton’s Black & Mild	Casino Jazz	Sweets Wine	Cigars

Brand	Product Name(s)		Type of Product
Myle	Grape Iced coffee Lemon mint Lychee	Mixed berries Peach Pink lemonade Red apple	E-cigarettes
Phillies	Strawberry Sweet		Cigars
Puff Plus	Aloe grape Apple ice Blue razz Blueberry on ice Cool mint Long Island ice tea Lychee Mango	Mixed berries Orange soda Papaya milkshake Peach Piña colada Sour apple Strawberry banana	E-cigarettes
Swisher Sweets	Summer twist Wild rush		Cigarillos
Zenith	Draco Gemini Hydra	Lyra Orion Taurus	E-liquid
Zig Zag	Blue Blueberry Purple	Red Straight Up	Cigarillos and cigar wraps

For more information, visit [nyc.gov/health](https://www.nyc.gov/health) and search for **tobacco laws**.