

**§757-A. Trafficking of tobacco or vaping device in adult correctional facilities**

1. A person is guilty of trafficking tobacco or a vaping device in an adult correctional facility if:

A. That person intentionally conveys or attempts to convey tobacco, tobacco products or a vaping device to a person confined in an adult correctional facility that has banned the use of tobacco, tobacco products or vaping devices by prisoners; or [PL 2025, c. 355, §3 (AMD).]

B. That person is confined in an adult correctional facility that has banned the use of tobacco, tobacco products or vaping devices by prisoners and the person intentionally obtains or possesses tobacco, tobacco products or a vaping device. [PL 2025, c. 355, §3 (AMD).]

[PL 2025, c. 355, §3 (AMD).]

2. As used in this section, "adult correctional facility" means a county jail or correctional facility other than a juvenile facility under the control of the Department of Corrections and "vaping device" means a device, also known as a vape, e-cigarette, electronic cigarette or electronic vaporizer, that simulates smoking using an atomizer, a power source such as a battery and a container such as a cartridge or a tank and is used for ingesting any substance, including a drug identified in section 1101, subsection 11.

[PL 2025, c. 355, §3 (AMD).]

3. Trafficking of tobacco or a vaping device in an adult correctional facility is a Class E crime.

[PL 2025, c. 355, §3 (AMD).]

**SECTION HISTORY**

PL 2001, c. 386, §2 (NEW). PL 2025, c. 355, §3 (AMD).

The State of Maine claims a copyright in its codified statutes. If you intend to republish this material, we require that you include the following disclaimer in your publication:

*All copyrights and other rights to statutory text are reserved by the State of Maine. The text included in this publication reflects changes made through the First Special Session of the 132nd Maine Legislature and is current through January 1, 2026. The text is subject to change without notice. It is a version that has not been officially certified by the Secretary of State. Refer to the Maine Revised Statutes Annotated and supplements for certified text.*

The Office of the Revisor of Statutes also requests that you send us one copy of any statutory publication you may produce. Our goal is not to restrict publishing activity, but to keep track of who is publishing what, to identify any needless duplication and to preserve the State's copyright rights.

PLEASE NOTE: The Revisor's Office cannot perform research for or provide legal advice or interpretation of Maine law to the public. If you need legal assistance, please contact a qualified attorney.