Pennsylvania Office of Attorney General
Tobacco Enforcement Section
ENDS Enforcement Unit
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NOTICE TO ENDS/VAPING PRODUCT WHOLESALERS AND RETAILERS REGARDING STORAGE AND DISPOSAL OF ACT 57 UNCERTIFIED (NON-DIRECTORY-LISTED) ENDS/VAPES

Please be advised that the Office of Attorney General (OAG) has determined to exercise enforcement discretion as follows:

Pending further notice, if wholesalers and retailers, or others in possession of uncertified ENDS/Vape products, have been unable to sell-through their supplies of uncertified (non-directory-listed) ENDS/vaping products by the enforcement date of October 19, 2026, OAG will not be imposing costs of destruction or civil penalties if such uncertified products are stored on site in a storage room with a clear designation of unsaleable non-directory product.

Non-directory ENDS/Vapes found on retail shelves or not stored separately by a wholesaler with a clear designation that such products are unsaleable will still be subject to imposition of costs of destruction and civil penalties.

Please refer to https://www.attorneygeneral.gov/wp-content/uploads/ENDS_FAQS.pdf for updates to our policies, and additional information on Pennsylvania's ENDS Directory and your responsibilities.