

INSPECTIONS

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- The BOE conducts inspections of all businesses selling cigarettes and other tobacco products. Inspections are conducted by the BOE Investigations Division.
- Wholesaler inspections are not scheduled but are conducted during regular business hours.
- Distributors will typically receive contact from the BOE before an inspection.
- We will:
 - Identify ourselves with BOE ID
 - Explain our inspection process
 - Ask the person in charge for their identification and relationship to the business (i.e., owner, employee)



We will also:

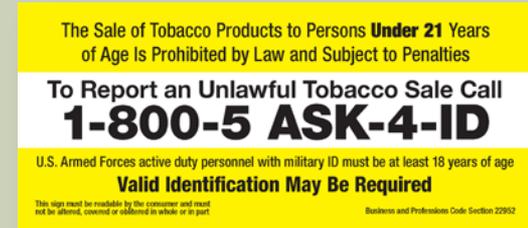
- Request permission to conduct the inspection, review your invoices, and for access to any secured cigarette/tobacco storage areas.
- Check that you have the appropriate licenses and permits, and properly displayed if required.
 - SR, LWQ, CW, TW, LDQ, CR, CP
 - Other business licenses that may be required.
- Verify that our information for your business is current.



And verify that...

- The STAKE Act sign is posted. If not visible or worn, we will provide a new sign.
- All California tax-stamped cigarettes are affixed with valid stamps.
- All cigarettes comply with the California Cigarette Fire Safety and Firefighter Protection Act (FSC).

Note: As of 9/22/09 flavored cigarettes, except Menthol, were banned from sale in the U.S. and are subject to seizure.



California Tobacco Directory

Wholesalers and Distributors may only

- sell
- offer for sale, or
- possess for sale in California

cigarette brands and roll-your-own tobacco products listed in the Attorney General's California Tobacco Directory.



<http://ag.ca.gov/tobacco/directory.htm>

Note: California Distributors may possess unlisted cigarette brands or roll-your-own tobacco products **only** if sales and delivery of these brands are out of state.

When a brand is pending removal from the CA Tobacco Directory for cause,

- The Attorney General's (AG's) office will notify the manufacturer, and all distributors and wholesalers of its pending action.
- For 40 days from notice of pending removal, a licensed Distributor may purchase, stamp or sell the affected product, and a licensed Wholesaler may purchase or sell the product.
- Prior to a sale of the affected product, and no later than 7 days after receiving the AG's notice, a Distributor or Wholesaler must notify each of its existing customers of the **pending** removal of the product from the Directory.
- No later than 7 days from AG's issuance of the **Notice of Removal**, the Distributor/Wholesaler must provide a copy of this notice to its existing customers.

[Retailers have 60 days after the date of removal to possess, transport, and sell the tax-paid product.]