

21 IS 21 NO NICOTINE

The minimum age for sale, purchase, or possession of tobacco products is **21 years old**, per Kansas law known as "Tobacco 21" or "T21." The law applies to all retail establishments and persons.

**PRODUCTS FOR
ANYONE UNDERAGE**

WHAT TOBACCO PRODUCTS ARE COVERED BY THE T21 LAW?

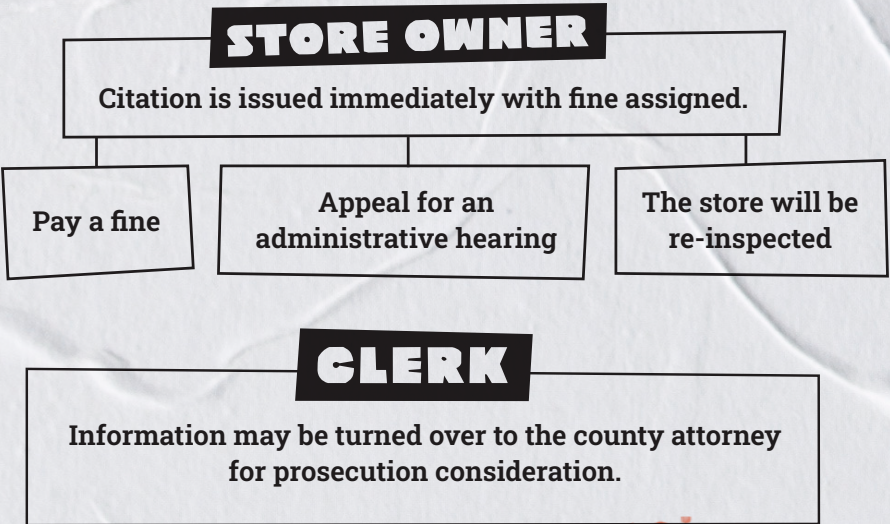
It is now illegal for a retailer to sell tobacco products, including vape products, to anyone under 21. It applies to all U.S. states, territories, and tribal jurisdictions.

FDA Violation Process

- Although the FDA is not required to issue a warning letter before further regulatory action, the first time the FDA identifies violation(s) at a retail outlet, it generally intends to issue a warning letter that describes each violation.
- The store has 15 days to respond to the warning letter explaining how they intend to correct the violation and their plan to prevent the same violation (s) in the future.
- The store may be re-inspected.
- If the FDA identifies violation(s) at a retail outlet during a follow-up compliance check, or at a subsequent inspection at that retail outlet, it generally intends to seek civil money penalties to the extent they are appropriate.
- Stores have 30 days to respond to a complaint.
- Three Options:
 - Request an extension.
 - Pay the penalty.
 - File an answer and request a hearing.

KANSAS VIOLATION PROCESS

In Kansas, the store owner and the clerk can be cited for state tobacco law violations.



Federal Penalties for the Owner

Retailers who have violated FDA regulations may incur a civil penalty up to the amount in the following table.

NUMBER OF REGULATION VIOLATIONS	CMP AMOUNT
1	\$0
2 within a 12-month period	\$345
3 within a 24-month period	\$687
4 within a 24-month period	\$2,757
5 within a 36-month period	\$6,892
6 within a 48-month period	\$13,785

KANSAS PENALTIES FOR OWNER AND CLERK

Selling tobacco products to anyone under 21:

Clerks: May be fined for a Class B misdemeanor depending on county attorney action.

Store owner/licensee: Administrative penalty could exceed \$10,000 with possible loss of license after an accumulation of additional citations (having a documented employee training program may mitigate the penalty amount).

In addition, minors buying, possessing, or trying to buy or possess tobacco may receive a \$25 fine for tobacco infraction plus costs.



If you are a clerk or sell tobacco products, please take this short survey. Your responses will not be seen by your supervisor.



Visit greenbush.org/T21 to learn more.

