



Facts and Stats

Grade "B-" for February

According to Idaho Code 39-5701, the Idaho Department of Health and Welfare must inspect each business that sells tobacco to ensure that it does not sell tobacco to minors. In **February 2017**:

- 31 Vendors were inspected. *
- 5 Vendors sold to the inspecting minor.
- The compliance rate for the month was 83.87%

*Inspections where purchase attempts were made.

Prevent the Sale Website

Preventthesale.com/Idaho

Look for our new game, additional training and point-of-sale resources for retailers, and updated ID information!

IDAHO INSPECTIONS EXPAND

By Annette Ludington

FDA Authorized Inspections on Vape Products & More

In case you missed this article last month, the Food and Drug Administration's (FDA) Deeming Rule went into effect on August 8, 2016. The rule extends the agency's regulatory authority to tobacco products to include electronic nicotine delivery systems (ENDS) such as e-cigarettes and vape pens; all cigars; hookah (waterpipe) and pipe tobacco; nicotine gels; and certain dissolvables. FDA inspections in Idaho now include these items, meaning the FDA Teen Inspectors will be trying to purchase these products. As with cigarettes, smokeless tobacco, loose tobacco, and tobacco papers these products are **not** to be sold to anyone under the age of 18 years old. Check a photo ID of anyone under the age of 27 who is attempting to purchase such products. You can find more information at http://www.fda.gov/TobaccoProducts/NewsEvents/ucm513815.htm?source=govdelivery&utm_medium=email&utm_source=govdelivery. In addition, the FDA has a YouTube channel with informative online videos and a presentation on the new deeming rule from the FDA Center for Tobacco Products.

<https://www.youtube.com/watch?v=0vGaTepE3c4&feature=youtu.be>

Check out these resources from WeCard.org regarding FDA inspections, the FDA deeming rule, checking IDs, and other available WeCard posters for more information:

FDA Regulation Information:

<http://www.wecard.org/new-fda-regulations-begin-fda-inspect-stores>

FDA Retailer Regulations Overview Chart:

http://www.wecard.org/sites/default/files/16WEC_FDAregChart_V07.pdf

2017 resource materials are in stock now at We Card:

<http://www.wecard.org/order-materials>

Tobacco Laws Protect Minors

Under Idaho law it's illegal to sell tobacco to minors. This means anything that contains tobacco including cigarettes, tobacco, tobacco papers, snuff, cigars, electronic cigarettes, pipes, hookah and smokeless tobacco. If you sell to a minor, you could be fined \$100 and lose your job. Here are some reminders of state and federal laws that protect youth from buying tobacco products:

1. Retailers should check the photo ID of anyone purchasing tobacco products. The FDA requires that everyone who looks younger than 27 must be carded.
2. Retailers should only sell cigarettes, cigarette tobacco, smokeless tobacco, e-cigs, cigars, and hookah tobacco to anyone 18 years or older.
3. Retailers should never break open cigarette or smokeless tobacco packages to sell products in smaller amounts.
4. Retailers should never sell cigarette packages containing fewer than 20 cigarettes.
5. Retailers should never sell single cigarettes, also called "loosies".
6. Retailers should never give away free samples of cigarettes.
7. Retailers should never give away free samples of smokeless tobacco except from a qualified, adult-only facility.
8. Retailers should never sell flavored cigarettes or flavored cigarette tobacco (other than menthol).

Idaho strongly encourages employers to train new employees on tobacco rules and laws before starting a new job and to also offer refresher training each year. In Idaho, both the clerk and the retailer are fined if the business does not pass a compliance check. So be sure you and your employees get the proper training. The information provided on the Prevent the Sale website will ensure you and your employees have all the information necessary to comply with Idaho's "Prevention of Minors' Access to Tobacco" law. Visit <http://preventthesale.com/Idaho/resources.htm> for further information and training opportunities.

Let's work together to ensure that Idaho youth are protected from tobacco products.



Contact us: 208-334-0642

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ID Tobacco Project Website: healthandwelfare.idaho.gov

Select the "Families" tab and then "Substance Abuse"

On that page select the box titled "Idaho Tobacco Project"

What's inside?

- FDA Authorized Inspections on Vape
- Tobacco Laws Protect Minors

PLEASE DISTRIBUTE TO EMPLOYEES