



A Newsletter for Idaho Tobacco Retailers Sponsored by Idaho Department of Health & Welfare

Contact us: 208-334-0642

ID Tobacco Project Website: healthandwelfare.idaho.gov

Select the "medical" menu and then "Idaho Tobacco Permits"

Volume 18, Issue 10
October 2019

2019 FACTS AND STATS

Compliance Grade:

A

September 2019

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.

How well did Idaho Tobacco Retailers comply with the law?

- 375 Tobacco Retailers were inspected.*
- 19 Tobacco Retailers sold to the inspecting minor.
- The compliance rate for the last six months was 94.93%

WELL DONE!

*Non-minor Exempt Inspections where purchase attempts were made.

ITS TIME TO RENEW TOBACCO PERMITS

With only a couple of months left in the year, it is now time to renew or get a new tobacco permit for 2020. Idaho Tobacco Permits must be renewed annually. Therefore, all 2019 tobacco permits will expire on December 31. So, if you already have a permit and you plan to continue selling tobacco in Idaho, be sure to renew your Idaho Tobacco Permit right away. If you have a new outlet that will sell tobacco in 2020, you must get a new permit for that location.

The process for renewing a permit or getting a new permit is fast and FREE! In addition, there is no waiting period for a permit. You will be able to print your permit as soon as you complete the online permitting process. You can also request a copy of your permit be sent by email or mail at any time throughout the year.

We Are Here to Help!

Are you getting a permit for the first time and not sure what to do? Are you a corporation trying to renew a bunch of permits at once? A single retailer with sluggish internet? Not computer savvy? Can't get your permit to print? Not sure you need a permit? No problem!

Whatever your permitting question, we are here to help you. You can call our permitting team toll free at 877-641-4468, or you can submit a contact request online by selecting the "Contact Us" link on the www.tobaccopermits.com/Idaho/ homepage.

Steps for Getting Your 2020 Idaho Tobacco Permit

1. Make sure you have a valid email address.
2. Go to online to <http://www.tobaccopermits.com/Idaho/>.
3. Click on the link that is applicable to you. Either: "Renew a permit," "Renew multiple permits," or "First time permit."
4. Follow the prompts to complete the permitting process.
5. Print your permit(s) and have it available. State law does not require your permit to be visible or posted; however, we recommend you have your permit on site should it be requested.
6. Permits are NOT transferrable. If you purchase an existing tobacco outlet, you must get a new permit listing any outlet name changes and ownership changes.

Who Should Not Get a Permit?

Not everyone should get a permit or can legally sell tobacco products in Idaho. Please note the following:

- Idaho does not issue temporary permits for events or mobile business, such as: concerts, festivals, fair booths, food trucks, golf cart sales, etc. Any business wishing to sell tobacco at a temporary location cannot do so legally in Idaho.
- Tobacco Retailers who sell tobacco within the borders of an Indian Reservation are not required to get an Idaho state permit.
- Tobacco Distributors or Wholesalers who do not sell tobacco to the public are not required to obtain an Idaho Tobacco Permit.

Why Do You Need A Tobacco Permit?

It's against the law to sell tobacco without a permit. Idaho Code 39-5704 states:

“It shall be unlawful to sell or distribute or offer tobacco products for sale or distribution at retail or to possess tobacco products with the intention of selling at retail without having first obtained a tobacco permit from the department which shall be the only retail tobacco permit or license required.”

Penalties for selling tobacco without a permit in Idaho are harsh and considered a criminal offense in Idaho. Idaho Code 39-5709 states:

“The sale or distribution of tobacco products without a permit shall constitute a misdemeanor punishable by imprisonment not exceeding six (6) months in the county jail, a fine of three hundred dollars (\$300), or both. If the sale or distribution of tobacco products was to a minor, the fine shall be no less than five hundred dollars (\$500) nor more than one thousand dollars (\$1,000).”

The court may also impose additional fines of one thousand (\$1,000) per day beginning the day following the date of the citation as long as the illegal tobacco sales or distribution continues. You can read the Idaho Code, paragraph 39-5707 and 39-5709 in depth here: <http://preventthesale.com/Idaho/law.htm>



Need information on the Idaho tobacco law, training and point-of-sale resources, information about what IDs look like, a helpful quiz and game to practice when to refuse the sale of tobacco to a customer, and many other resources tailored to Idaho Tobacco Retailers? Check out our website designed just for Idaho Tobacco Retailers: Preventthesale.com/Idaho



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- Facts and Stats
- Time to Renew Tobacco Permits
- We are Here to Help
- Steps for Getting Your 2020 Permit
- Who Should Not Get A Permit?
- Why Do You Need A Permit?

PLEASE DISTRIBUTE TO EMPLOYEES