



Contact us: 208-334-0642

ID Tobacco Project Website: healthandwelfare.idaho.gov
Select the "medical" menu and then "Idaho Tobacco Permits"

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2020 FACTS AND STATS

What was the
Compliance Grade
after last month's
state tobacco
inspections?

Grade **A+**
for
Calendar Year 2020

According to Idaho Code 39-5701, the Idaho Department of Health and Welfare must inspect each Permitted Retailer that sells tobacco and electronic smoking devices to ensure that it does not sell these products to minors.

How well did these Permitted Retailers comply with the law in calendar year 2020?

- 1884 Permitted Retailers were inspected.*
- 64 Permitted Retailers sold to the inspecting minor.
- The compliance rate for calendar year 2020:

96.60%
SUPER!

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

BEING COMPLIANCE CHECK READY

We Want You to Succeed!

When it comes to successfully navigating a state tobacco inspection and refusing the sale of tobacco and electronic smoking devices to minors, the Idaho Department of Health & Welfare wants you to succeed! We do not want anyone getting fined for selling these products to a minor. We would be very happy if all of Idaho's Tobacco Retailers never sold to anyone under 18. This is one of the reasons we provide a monthly newsletter so that you have all the information you need for you and your clerks to refuse the sale of tobacco and electronic smoking devices to Idaho's youth.

These monthly newsletters should be shared with all retail staff and clerks. Sharing this newsletter with your frontline clerks enables them to be up to date on the latest state and federal tobacco laws, inspection activities, and helpful technique to refusing the sale of tobacco and electronic smoking devices to minors. Be sure to review your monthly newsletters for important updates, and don't forget to check out our [newsletter archive](#) for helpful refreshers.

We appreciate your help in preventing our Idaho youth from smoking before they are 18. Together we can make a difference!

Being Compliance Check Ready

Idaho law requires that at least one random compliance check (inspection) take place per Idaho Tobacco Retailer per year plus additional checks based on the non-compliance rate for the previous year. The total number of inspections that the state law requires is equal to the number of permitted businesses multiplied by the percentage of the previous years' violations multiplied by ten. Sound complicated?

All you need to remember is that each Idaho Tobacco Retailer should expect to be inspected at least twice a year by Idaho's inspection teams no sooner than

than 30 days apart. If the business fails the inspection, the clerk is cited \$100 on the spot by state inspector and the Idaho Tobacco Retailer is notified by mail of the violation and possibly fined as well. If the clerk refuses to sell tobacco to the minor, the minor leaves the establishment without further incident and the Idaho Tobacco Retailer is notified by mail that an inspection was done and that their clerk refused the sale.

A violation takes place at the point of sale. In other words, the business and the clerk will fail the inspection (with the clerk receiving a \$100 fine immediately and the business receiving fines based upon the number of previous violations) the moment the tobacco or electronic smoking device is sold to the minor. After the minor has left the establishment, the state inspector will identify himself/herself and issue the citation to the individual who sold to the product to the minor. The retailer will receive their fine notification by mail.

We encourage all Idaho Tobacco Retailers and their employees to commit themselves to preventing the sale of tobacco and electronic smoking devices to minors. To be sure you are ready for 2021 compliance checks, ask yourself these questions:

- Does your retail location have a valid Idaho Tobacco Permit?
- Are you and your employees well trained and prepared for a compliance check at any time?
- Are you and your employees trained to say “No” to minors who try to purchase tobacco products?
- Are your tobacco products and electronic smoking devices displayed in accordance with Idaho’s laws?
- Do you and your employees know how to identify a fake ID?
- Does your retail location have helpful resources, like we card calendars, posters, age calculating cash registers, etc., that help clerks quickly determine the age of the customer based upon the birthdate on the presented ID?
- Do you clerks know how to tell from the layout of Idaho IDs alone, the age range of the customer?

Visit Preventthesale.com for help on these and other questions or reach out to us at the Idaho Tobacco Project for assistance.



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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PLEASE DISTRIBUTE TO EMPLOYEES