



BOARD OF HEALTH

525 CANTON AVENUE

MILTON, MASSACHUSETTS 02186

EMPLOYEE STATEMENT

Synopsis of Laws and Regulations to be Read and Signed by each Employee before Being Allowed to Sell Tobacco Products in Milton

MILTON REGULATION: CHAPTER 5-SALE OF TOBACCO PRODUCTS TO ANY PERSON UNDER THE AGE OF 21

D. Tobacco Sales to persons under the age of 21 Prohibited:

1. No person shall sell tobacco products or permit tobacco products to any person under the age of 21; or not being the parent or legal guardian, give tobacco products to a person under the age of 21.

3. Identification: Each person selling or distributing tobacco products shall verify the age of the purchaser by means of government-issued photographic identification containing the bearer's date of birth that the purchaser is 21 years old or older.

4. All retail sales of tobacco must be face-to-face between the seller and the buyer.

E. Tobacco Sales Permit:

6. Each tobacco sales permit shall be displayed at the retail establishment in a conspicuous place.

4. No tobacco sales permit holder shall allow any employee to sell cigarettes or other tobacco products until such employee reads this regulation and state laws regarding the sale of tobacco and signs a statement, a copy of which will be placed on file in the office of the employer and provided to the Board of Health upon request, that he/she has read the regulation and applicable state laws.

9. Issuance of a tobacco sales permit shall be conditioned on an applicant's consent to unannounced, periodic inspections of his/her retail establishment to ensure compliance with this regulation.

F. Free Distribution:

No person shall distribute, or cause to be distributed, any free samples of tobacco products.

G. Out-of-Package Sales:

No person may sell or cause to be sold or distribute or cause to be distributed, any cigarette package that contains fewer than twenty (20) cigarettes, including single cigarettes.

No person shall sell or distribute or cause to be sold or distributed a cigar unless the cigar is contained in an original package of at least four (4) cigars. This shall not apply to (a) sale or distribution of any cigar having a retail price of two dollars and fifty cents (\$2.50) or more.

H. Self Service Displays:

All self-service displays of tobacco products are prohibited. All humidors including, but not limited to, walk-in humidors must be locked.

I. Tobacco Vending Machines:

All tobacco vending machines are prohibited.

J. Violations:

1. It shall be the responsibility of the permit holder and/or his or her business agent to ensure compliance with all sections of this regulation pertaining to his or her distribution of tobacco. The violator shall receive:

a. In the case of a first violation, a fine of one hundred dollars (\$100.00).

b. In the case of a second violation within 24 months of the date of the first violation, a fine of two hundred dollars (\$200.00) shall be assessed and the tobacco sales permit shall be suspended for ten (10) consecutive business days.

c. In the case of a third or subsequent violation occurring within 24 months of the second violation, a fine of three hundred dollars (\$300.00) shall be assessed and the tobacco sales permit shall be suspended for thirty (30) consecutive business days or may be revoked.

2. Refusal to cooperate with inspections pursuant to this regulation shall result in the suspension of the tobacco sales permit for thirty (30) consecutive business days.

MASSACHUSETTS LAWS AND REGULATIONS: MGL Ch. 240 Sec. 22 prohibits smoking in workplaces and MGL Ch. 240 Sec. 6 prohibits the sale of tobacco products to minors (anyone under 18 years of age).

Milton Expanded Tobacco Regulations which takes effect on April 30, 2015 states that there will be no retail sale of Tobacco Products to any person under the age of 21. Sale of flavored tobacco or flavored nicotine delivery products are prohibited. No retailer or other individual or entity shall sell or distribute or cause to be sold or distributed or offer for sale any flavored tobacco or nicotine delivery product to consumer.

Menthol exemption: Menthol includes variations in mint. Menthol includes wintergreen and cool mint.

DATE: _____ ESTABLISHMENT: _____

I have read and I understand the State and Local Requirements regarding the Sale of Tobacco Products to Minors:

NAME _____

Signature

Printed