

21 or none

There has been an alarming increase in the use of tobacco products among our young people. To protect their health, Maryland has passed Tobacco 21 (T21), a new law that raises the minimum sales age for tobacco products, including vapes, JUUL® and other pod-based systems, to 21 years old. As a licensed tobacco retailer, you play a key role in ensuring the success of this effort. With your help, we can reduce and eliminate underage access to tobacco products in our state.

BE AWARE. BE RESPONSIBLE.

As of October 1, 2019, selling, distributing or offering to sell tobacco products to anyone under 21 is illegal.

You are responsible for upholding the law. Compliance checks will be conducted and enforced on a continuous basis to ensure your store is following federal, state and local laws that prohibit the sale of tobacco to minors. If you are found guilty of selling any tobacco product, including vapes, to underage youth, **federal fines are in excess of \$10,000** and you could even lose your license to sell tobacco.

BE COMPLIANT.

Retailers need to:

1. Display new T21 signage in a clearly visible location.
2. Use a driver's license or government-issued ID to verify customer age.
3. Train all staff on the following steps for every tobacco sale:
 - Ask for valid ID from everyone under 27 attempting to purchase tobacco products (federal law).
 - Check ID to make sure each customer is at least 21.
 - Refuse to sell tobacco products to everyone under 21.*



THE HEALTH OF OUR MINORS IS A MAJOR CONCERN.

Let's keep them tobacco-free.

Tobacco products, including most vapes, contain the addictive drug nicotine and other dangerous chemicals. Use of e-cigarettes and vapes, like JUUL® and other pod-based systems, increased by 78% among high school youth in just one year. In 2018, over 3 million high schoolers in the U.S. were using some type of vaping product. This led the U.S. Surgeon General to warn that e-cigarette use among youth is now an epidemic. Nicotine can cause delays in brain development of young people and chemicals found in vapes can cause permanent lung damage. Some have started to use other tobacco products with exposure to known cancer-causing chemicals. Most adults who use tobacco reported they started by the age 21. For these reasons, raising the sales age to 21 helps reduce underage access to e-cigarettes and other tobacco products, which reduces the likelihood of them ever starting to use tobacco.

WE'RE HERE TO HELP.

This toolkit contains resources to help you understand the new tobacco law and your responsibility to comply. In addition to raising the sales age to 21,* the new law requires retailers to post signage with specific language. The Maryland Department of Health has developed and included in this toolkit a poster and window adhesive that meet the requirements of the law. Post these materials in your store at locations clearly visible to customers and staff. Other items, such as table tents and quick reference guides, can be placed near the cash register to assist clerks with determining age and correct active duty military ID for customers purchasing tobacco.

You'll also find information about the Maryland Tobacco Quitline, 1-800-QUIT-NOW. The Quitline is a free service to help Marylanders quit tobacco, including e-cigarettes and vapes. Any person age 13 and older may call **1-800-QUIT-NOW** or visit www.smokingstopshere.com.

Together, we can keep tobacco out of the hands of Maryland youth. For free online training, additional materials, and FAQ's, visit **www.NoTobaccoSalesToMinors.com**. Please send questions to **mdh.notobaccosalestominors@maryland.gov**.

*Active duty military age 18 and older with valid military ID are exempt.

21
or none

No person under
the age of 21
may be sold
tobacco products
without military
identification.





MARYLAND
Department of Health

Under 21 is underage.

Maryland's
1-800



QUIT NOW

SmokingStopsHere.com

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No person under the age of 21 may be sold any tobacco products.

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Maryland's 1-800-QUIT-NOW SmokingStopHere.com

Under 21 is underage.

MARYLAND Department of Health

2019
Ok if born by today's date in 1998.

2020
Ok if born by today's date in 1999.

For every tobacco sale, including vapes:

- Ask for ID of anyone 27 or younger.
- Check that ID is valid.
- If not 21, refuse the sale.*
- If underage, be polite but firm.
"I'm sorry I can't sell you any tobacco products. It's against the law and I could lose my job."

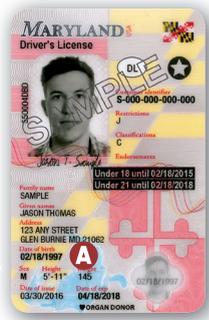
ACTIVE DUTY MILITARY ID



UNDER 21 DRIVER'S LICENSE (VER. 1)



UNDER 21 DRIVER'S LICENSE (VER. 2)



OVER 21 DRIVER'S LICENSE (VER. 1)



OVER 21 DRIVER'S LICENSE (VER. 2)



Ⓐ Birthdate

Other state and government IDs may display birth dates differently than the above examples. Ensure all IDs are checked properly to remain in compliance with the law.

Ⓑ Affiliation

Uniformed Services (military ID only)

www.NoTobaccoSalesToMinors.com

*Active duty military age 18 and older with valid military ID are exempt.



Tips for refusing a tobacco sale

- **Explain it's against the law to sell tobacco to anyone under 21.** Be tactful and polite, yet firm. You are following the law so you don't get fined or lose your job. That's a valid reason.
- **Resist customer pressure.** Keep in mind, you are not obligated to sell any tobacco product. If the customer can't provide a valid ID or you don't think it's authentic, refuse to sell the tobacco product. Don't be intimidated into breaking the law.
- **Stay calm.** If the customer gets angry, get help from your manager or a security officer. You may also offer to call the police.

What to say:

"I'm sorry, I can't sell tobacco products to anyone under 21. It's nothing personal—it's the law. I could lose my job or be fined a lot of money."

"I'm sorry, I must check a photo ID of anyone under 27 before selling tobacco. It's nothing personal—it's the law."

Current Calendar Year:		
2019	2020	2021
Anyone born after today's date in:		
1998	1999	2000
No person under the age of 21 may be sold any tobacco product.*		



September 2019



To comply with the laws, retailers and clerks must:

Know the Laws.

It is against the law to sell tobacco products to anyone under the age of 21.* Federal fines can be in excess of \$10,000.

Know the Steps to Take.

1. Ask for photo ID from everyone under 27.
2. Check to make sure all customers are at least 21.*
3. Refuse to sell tobacco to everyone under 21.*



*Active duty military age 18 and older with valid military ID are exempt.

ACTIVE DUTY MILITARY ID



UNDER 21 DRIVER'S LICENSE (VER. 1)



UNDER 21 DRIVER'S LICENSE (VER. 2)



OVER 21 DRIVER'S LICENSE (VER. 1)



OVER 21 DRIVER'S LICENSE (VER. 2)



A Birthdate

Other state and government IDs may display birth dates differently than the above examples. Ensure all IDs are checked properly to remain in compliance with the law.

B Affiliation

Uniformed Services (military ID only)

How to check an ID.

- 1 No ID. No Sale! Ask for a valid photo ID of every customer who is under age 27 and purchasing tobacco.
- 2 Check photo ID before getting the requested product.
- 3 Compare the ID photo to the customer. Does it match?
- 4 Check for fake IDs. Have the customer remove the ID from their wallet and check to make sure the ID is not tampered with (plastic peeling, smudges, and misaligned numbers).
- 5 Check the expiration date. An ID must be current and not expired to be valid.
- 6 Is the license vertical? In Maryland this means the customer is under 21. Check the "Under 21 Until" [date] to verify they are at least 21 before selling them tobacco. For those 18 and older with an active duty military ID, ensure the ID is vertically-oriented, and states "Uniformed Services" on the front of the ID card under "Affiliation."
- 7 Calculate and verify age.

How to calculate age.

If you are verifying the age of a customer, it is easiest to use the following method:

Add 20 to the year they were born, then **add 1**.

For example,
Birthdate on ID: 08-11-2001
Today's date: 10-01-2019

$$\begin{array}{r} 2001 \\ +20 \\ +1 \\ \hline 2022 \end{array}$$

The customer will not be 21 until Aug. 11, 2022. Comparing today's date (10-01-2019) to the date the customer turns 21 (08-11-2022), you see that selling tobacco to this customer is illegal. You must refuse the sale.



How to spot a fake ID

Here are some things to look for:

- 🔍 **Date tampering.** The most altered areas on an ID include the birthdate, expiration date, and "Under 18 Until" or "Under 21 Until" [date]. Make sure these dates have not been changed or altered in any way.
- 🔍 **Look for imperfections.** Feel for raised or bumpy surfaces. Look for erasure marks, incorrect thickness, peeling lamination, smudged print, fuzzy numbers, and letters or numbers that have different fonts — especially the birthdate and expiration date.
- 🔍 **Glue lines or pin holes.** Examine the ID under bright light to reveal glue lines or pin holes where bleach may have been injected.
- 🔍 **Numbers match.** Check the front and back to make sure all ID numbers match.
- 🔍 **Check watermarks.** Examine the ID to make sure any required watermarks or state seals are present.
- 🔍 **Numbers out of line.** Turn the card 90 degrees to make sure important numbers are not out of line.
- 🔍 **Photo plus physical stats.** Make sure the person looks like the photo on the ID. Check the height and weight to make sure there's a reasonable match.

As a tobacco retailer, you are required by law to check the identification of people under 27 years old before selling them tobacco products, including e-cigarettes/vapes. You must refuse to sell tobacco to those who are under 21.*

Accept only a government-issued **photo ID** as proof of age for tobacco product sales. The ID should include a photo of the person, a physical description, and a date of birth showing that the person is at least 21 years old.* To be valid, the ID must be current and not expired.

Any of the following forms of identification are considered acceptable:

- **State-Issued Driver's License**
- **State-Issued ID Card** (issued to non-drivers)
- **Passport**
- **Immigration Card**
- **Active Duty Military ID Card** (Other forms of military ID are not acceptable)

REMEMBER: When in doubt, don't make the sale. You are NOT obligated to sell any tobacco product.

UNDER 21 DRIVER'S LICENSE (VER. 1)



UNDER 21 DRIVER'S LICENSE (VER. 2)



ACTIVE DUTY MILITARY (FRONT)



- A Birthdate
- B Expiration Date
- C Height
- D Weight
- E Ghost/Laser Image
- F Under 18 Until
- G Under 21 Until
- H Red Box for Under 21 (Version 1 only)
- I Tactile (Raised) Text (Version 2 only)
- J Affiliation - Uniformed Services (military ID only)

OVER 21 DRIVER'S LICENSE (VER. 1)



OVER 21 DRIVER'S LICENSE (VER. 2)



ACTIVE DUTY MILITARY (BACK)



*Active duty military age 18 and older with valid military ID are exempt.

How to check an ID

Follow these simple steps:

- ✓ **Check first.**
Always ask for and check ID **before** getting the tobacco product off the shelf. Do not give or sell the product until you verify the customer is at least 21.*
- ✓ **Make it a habit.**
Follow the same steps each time you check an ID. This will prevent you from getting sidetracked by conversation.
- ✓ **Remove the ID.**
Always have customers remove IDs from their wallets.
- ✓ **Check license expiration.**
If the expiration date has passed, the card is not valid.
- ✓ **Look for the birthdate.**
The ID must show that the person is at least 21 years old.* Compare the birthdate on the ID to a calendar to determine when the customer can legally purchase tobacco.
- ✓ **Check photo and stats.**
Does the person look like the photo on the ID? Also check height and weight to make sure there is a reasonable match.
- ✓ **Doubts? Ask for another.**
If you have any doubts about the ID, ask for a second one. If a customer can't provide a second ID, refuse the sale.
- ✓ **Military ID? Look for these features.**
It is legal to sell tobacco to active duty service members who are 18 or older with a valid military ID, known as the Common Access Card (CAC).
 - Look for "Uniformed Services" on the front of the CAC, printed under "Affiliation."
 - The CAC is always vertical and has a chip reader.
 - Only the CAC with "Uniformed Services" printed on the front is acceptable for military members 18 or older.
 - Other forms of military ID are not acceptable.

Calculating their age

**With the new law, it is illegal to sell tobacco products to people under 21.*
So once you have an ID in your hand, how do you verify age?**

It's easy with a Maryland license.

If the ID is vertical, the customer is under 21. There will also be an "Under 21 Until" (date) on the license. Compare this with the current date to determine if a sale is allowed.

Other ID

A customer hands you another form of ID or a driver's license that is not from Maryland. Do not assume a horizontal license from another state indicates the customer is over 21. Use the following method to calculate their age.

Add 20 to the year they were born, then add one.

Birthdate on ID: 08-11-1999

Today's date is: 10-01-2019

Birth year on ID=	1999	1999
Add 20=	2019	+20
Add 1 =	2020	+1
		2020

The customer will not be 21 until Aug. 11, 2020. Comparing today's date (10-01-2019) to the date the customer turns 21 (08-11-2020), you see that selling tobacco to this customer is illegal. You must refuse the sale.

How to refuse a tobacco sale

Be polite but firm. Once you've determined a minor is trying to purchase tobacco products, address the customer with a firm yet polite response.

Explain why. Tell the person why you can't sell the tobacco product.

Resist customer pressure. The customer might try to make you feel bad about not selling to them or provide excuses and reasons as to why you should sell them the product. Stand your ground and don't waiver — you are not required to sell any tobacco products, especially if you have any doubts.

Keep going. Continue checking out their other items. If they have nothing else to purchase, shift your attention to the next customer in line.

Get help. Don't be afraid to call your supervisor or manager if it becomes necessary.

What to say:

"I'm sorry, I can't sell tobacco products to anyone under 21. It's nothing personal — it's the law. I could lose my job or be fined a lot of money."

Valid reasons to decline a tobacco sale

- The ID photo does not match the customer.
- The ID doesn't have a date of birth (examples: school or employer-issued ID).
- The ID doesn't appear to be authentic.
- The ID shows the customer is underage.
- The ID has expired.
- The ID is not a CAC, required for sales to military under age 21.

*Active duty military age 18 and older with valid military ID are exempt.

21
or none

Product Guide

It is against the law to sell any tobacco product to minors. This includes:

- Cigarettes
- Cigars, Cigarillos, Little Cigars, including flavored products
- Electronic Smoking Devices (ESDs) including E-cigarettes, E-hookah, E-cigars, Vape pens, JUUL®, etc.
- Smokeless Tobacco (Chew, Spit Tobacco, Dip, Snuff, etc.)
- Loose Tobacco and shisha (for pipes and hookah)
- "Loosies" — cigarettes sold as individuals or less than a pack of 20 cigarettes
- Tobacco accessories such as filters, rolling papers, pipes, hookah, and liquids used in ESDs, *regardless of nicotine content*

If you are unsure a product can be legally sold — **don't sell!** There are no laws that require you to sell a product; however, there are restrictions placed on what you can sell and to whom.



If you are unsure a product can be legally sold — don't sell!





Federal regulations continued

Advertising and Promotion

- It is prohibited to offer any gift or item to a person purchasing cigarettes or smokeless tobacco in consideration of (a) the purchase of tobacco products; or (b) providing evidence of such purchase, such as credits, proof-of-purchase, or coupons — *21 C.F.R. §1140.34(b)*
- It is prohibited to sponsor any athletic, musical, artistic, or other social or cultural event — or any entry or team in any event — that is identified with a brand of cigarettes or smokeless tobacco — *21 C.F.R. §1140.34(c)*

Violations and Penalties

- There are two schedules for civil money penalties for retailers who violate the Tobacco Control Act. Escalating fines can be in excess of \$10,000 and repeat violators may be subject to a no-tobacco-sale order.

Resources

- **Tobacco 21 Retailer information**
www.NotobaccoSalesToMinors.com
- **Comptroller of Maryland**
www.comp.state.md.us
- **FDA Center for Tobacco Products**
www.fda.gov/TobaccoProducts/default.htm
- **Maryland Department of Health Center for Tobacco Prevention and Control**
https://phpa.health.maryland.gov/ohpetup/Pages/tob_home.aspx
- **Maryland Synar Reports (State tobacco retailer compliance checks)**
<https://bha.health.maryland.gov/Pages/Maryland-Synar-Reports.aspx>
- **Office of the Maryland Attorney General**
www.marylandattorneygeneral.gov/Pages/Tobacco
- **University of Maryland Legal Resource Center for Public Health Policy**
www.law.umaryland.edu/programs/publichealth
- **The Maryland Tobacco Quitline, 1-800-QUIT-NOW**
www.SmokingStopsHere.com

Maryland laws

Sale and Distribution

- Tobacco products may only be sold to individuals age 21 or older unless the individual is at least 18 years of age and an active duty member of the military who produces valid military identification. Electronic Smoking Devices (ESDs) are now included within the definition of “tobacco products” and are defined as devices that can be used to deliver aerosolized or vaporized nicotine to an individual inhaling from the device. These include electronic cigarettes, electronic cigars, electronic cigarillos, electronic pipes, electronic hookahs, vape pens, vaping liquid and any component, part, or accessory regardless of whether or not it is sold separately, including any substance intended to be aerosolized or vaporized during use of the device. — *Md. Ann. Code Crim. Law §10-107, Md. Ann. Code Health Gen. §24-305, Md. Ann. Code Health Gen. §24-307, Md. Ann. Code Health Gen. §13-1001, Md. Ann. Code Bus. Reg. §16.7-101*
- The sale of tobacco products in vending machines is prohibited unless the vending machine is located in an adult-only establishment — *Md. Ann. Code Bus. Reg. §16-3A-02*
- Cigarettes may only be sold in packages of at least 20 — *Md. Ann. Code Comm. Law §11-5A-02*
- The sale of clove cigarettes is prohibited — *Md. Ann. Code Crim. Law §10-106*

Violations and Penalties

- Sale or distribution of a tobacco product, including Electronic Smoking Devices (ESDs) to a minor: The clerk or licensee (or both) may be subject to a criminal misdemeanor and a fine up to:
\$300 for a first violation;
\$1,000 for a second violation within two years of the first violation;
\$3,000 for each subsequent violation occurring within two years of preceding violation — *Md. Ann. Code Crim. Law §10-107*
- Sale or distribution of a tobacco product, including Electronic Smoking Devices (ESDs) to a minor: The licensee/owner, not the clerk, may be subject to a civil penalty up to:
\$300 for a first violation;
\$1,000 for a second violation within two years of the first violation; and
\$3,000 for each subsequent violation occurring within two years of preceding violation — *Md. Ann. Code Health Gen. §24-305 and Md. Ann. Code Health Gen. §24-307*
- Sale of unpackaged cigarettes: a retailer that distributes an unpackaged cigarette is guilty of a criminal misdemeanor and is subject to a fine up to \$500, imprisonment for up to three months, or both — *Md. Ann. Code Comm. Law §11-5A-03*

New law. New sales age for all tobacco products.

Licensing requirements

Retailers selling cigarettes, other tobacco products, or Electronic Smoking Devices (ESDs), such as e-cigarettes, vapes, or pod-based systems like JUUL®, must secure a license from the clerk of the Circuit Court for the jurisdiction in which the retailer is located. Licenses expire on April 30 and must be renewed annually.

- If a retailer sells cigarettes, they must obtain a license to do so.
- If a retailer sells cigarettes and other tobacco products, they must obtain an endorsement to sell other tobacco products (at no additional cost), in addition to the requisite cigarette license.
- If a retailer sells other tobacco products and does not sell cigarettes, they must obtain a specific license to do so.
- If a retailer sells cigarettes or other tobacco products, they do not need to obtain an additional license to sell ESDs.
- If a retailer sells electronic smoking devices and does not have a license to sell cigarettes or other tobacco products, they must obtain the appropriate license to sell ESDs.

Violations and Penalties

- Selling or distributing tobacco products or ESDs without the appropriate licensure is a criminal misdemeanor subject to a fine up to \$1,000 and/or imprisonment up to 30 days — *Md. Ann Code Bus. Reg §16.7-211(b)(1), Md. Ann Code Bus. Reg §16.5-218, Md. Ann Code Bus. Reg §16-214(b)(1)-(2)*



Federal fines can
be in excess of
\$10,000.

Federal regulations

On June 22, 2009, the President signed the Tobacco Control Act into law. The Tobacco Control Act grants FDA authority to regulate the manufacturing, marketing, and distribution of tobacco products to protect public health and to reduce tobacco use by minors. The FDA originally only regulated cigarettes, cigarette tobacco, roll-your-own tobacco, and smokeless tobacco products. However, effective Aug. 8, 2016, the FDA began regulating the following tobacco products: ESDs, all cigars (including premium), hookah (waterpipe tobacco), pipe tobacco, nicotine gels, and dissolvables.

ID Check

- Tobacco products, including ESDs may only be sold to individuals age 18 or older — *21 C.F.R. §140.16(c)*
- Retailers **MUST** check photo ID of everyone under age 27 who attempts to purchase any tobacco product, including ESDs — *21 C.F.R. §140.14(b)(2)*

Sale and Distribution

- Cigarettes and smokeless tobacco products may only be sold in face-to-face transactions. Check your local law — several Maryland counties and Baltimore City require face-to-face transactions for the sale of ALL tobacco products — *21 C.F.R. §1140.16(c)*
- The sale of any tobacco product, including ESDs, in vending machines is prohibited unless the vending machine is located in an adult-only establishment — *21 C.F.R. §1140.16(c)*
- Cigarettes may only be sold in packages of at least 20 — *21 C.F.R. §1140.16(b)*
- Breaking or opening packages of smokeless tobacco to sell in any quantity smaller than the smallest package distributed by the manufacturer for individual use is prohibited — *21 C.F.R. §1140.14(d)*
- Retailers may not distribute free samples of tobacco products (excluding free samples of smokeless tobacco in a “qualified adult-only facility”) or offer gifts with the purchase of any tobacco product — *21 C.F.R. §1140.16(d)(1)*
- The sale of flavored cigarettes (excluding menthol) is prohibited — *21 U.S.C. 387g*
- Retailers are required to alter self-service displays so that all transactions involving cigarettes or smokeless tobacco are face-to-face and do not allow for the opening of any cigarette or smokeless tobacco package — *21 C.F.R. §1140.14(a)(5)*

Laws and penalties are subject to change.

Visit www.NotobaccoSalesToMinors.com for the most up-to-date information.

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21
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Maryland and Federal Tobacco Sales Laws

Legal restrictions of selling tobacco to minors	Maryland Law	Federal Law
All tobacco products, including electronic smoking devices (ESDs), may only be sold to individuals age 21 or older, with the exception of active duty military members age 18 and older with valid military ID.	✓	
Retailers are prohibited from selling cigarettes, cigars, smokeless, roll-your-own, e-cigarettes, and hookah to individuals under the age of 18.		✓
The definition of tobacco products includes cigarettes, cigars, smokeless, roll-your-own, e-cigarettes, and hookah.	✓	✓
Retailers MUST check ID of everyone under age 27 who attempt to purchase any tobacco product.		✓
Cigarettes and smokeless tobacco may only be sold in face-to-face transactions.**		✓
Prohibits the sale of tobacco products in vending machines unless the vending machine is located in an adult-only establishment.	✓	✓
Cigarettes may only be sold in packages of at least 20.	✓	✓
Prohibits breaking or opening packages of smokeless tobacco to sell in any quantity smaller than the smallest package distributed by the manufacturer for individual use.		✓
Prohibits the sale of clove cigarettes.	✓	✓
Prohibits the sale of flavored cigarettes (excluding menthol).		✓
Cigarette and smokeless tobacco manufacturers are prohibited from sponsoring any athletic or entertainment event using an identifiable logo.		✓
Prohibits selling or shipping cigarettes, ordered through the mail or over the internet, directly to a consumer.	✓	✓
Prohibits free samples of tobacco (excluding free samples of smokeless tobacco in a "qualified adult-only facility").		✓
Prohibits free giveaway of gifts and items with the purchase of cigarettes or smokeless tobacco or by the redemption of coupons or points earned through purchasing cigarettes or smokeless tobacco.		✓



Laws and penalties are subject to change. Visit www.NoTobaccoSalesToMinors.com for the most up-to-date information and local product placement ordinances. **Nearly half of Maryland jurisdictions have local laws that require face-to-face transactions for the sale of all tobacco products. Also, several counties and municipalities have enacted additional e-cigarette packaging and sales restrictions. Please consult your local health department for details.



Local Tobacco Sales Laws

Jurisdiction	Restriction on the distribution of tobacco to minors	Penalties
Baltimore City Baltimore City Health Code §12-501-12-507	<ul style="list-style-type: none"> Prohibits retailers from distributing any tobacco product, cigarette rolling paper, or coupon redeemable for tobacco products to a minor Prohibits others from buying for or selling any tobacco product or cigarette rolling paper to a minor Prohibits retailers from distributing electronic smoking devices to a minor 	Up to \$1,000
Baltimore County Baltimore County Code §13-12-105	<ul style="list-style-type: none"> Prohibits owners from distributing any tobacco product, tobacco paraphernalia, or coupon redeemable for tobacco products to a minor Prohibits others from buying for, selling, or distributing any tobacco product or tobacco paraphernalia to a minor 	Owners = \$500 - \$1,500 Others = \$50 - \$100
Carroll County Md. Code Ann. Local Govt. §1-1203-1-1204	<ul style="list-style-type: none"> Prohibits retailers from distributing any tobacco product, electronic smoking device, cigarette rolling papers, or coupons redeemable for tobacco products to those under the age of 21, unless the individual is (1) at least 18 years of age, (2) an active duty member of the military, and (3) produces valid military identification. 	\$300 - \$500
Cecil County Md. Code Ann. Local Govt. §1-1203-1-1204	<ul style="list-style-type: none"> Prohibits retailers from distributing any tobacco product, electronic smoking device, cigarette rolling papers, or coupons redeemable for tobacco products to those under the age of 21, unless the individual is (1) at least 18 years of age, (2) an active duty member of the military, and (3) produces valid military identification. 	\$300 - \$750
Garrett County Md. Code Ann. Local Govt. §1-1203-1-1204	<ul style="list-style-type: none"> Prohibits retailers from distributing any tobacco product, electronic smoking device, cigarette rolling papers, or coupons redeemable for tobacco products to those under the age of 21, unless the individual is (1) at least 18 years of age, (2) an active duty member of the military, and (3) produces valid military identification. 	\$300
Howard County Howard County Code §12-1300-12-1302	<ul style="list-style-type: none"> Prohibits retailers from distributing any tobacco product, cigarette rolling paper, or coupon redeemable for tobacco products to a minor Prohibits others from buying for or selling any tobacco product or cigarette rolling paper to a minor 	Owners = \$250 - \$1,000 Employees = \$50 - \$250 Others = \$50 - \$100
Kent County Kent County Code, Ch.156-2-156-4	<ul style="list-style-type: none"> Prohibits retailers from distributing any tobacco product, cigarette rolling paper, or coupon redeemable for tobacco products to a minor Prohibits others from buying for or selling any tobacco product or cigarette rolling paper to a minor 	Owners = \$300 - \$500 Others = \$50 - \$100
Montgomery County Health General Article, §24-11	<ul style="list-style-type: none"> Prohibits retailers from distributing any tobacco product, cigarette rolling paper, or coupon redeemable for tobacco products to a minor Prohibits others from buying for, selling or delivering any tobacco product or cigarette rolling paper to a minor 	\$1,000
Prince George's County Health Article, §12-202	<ul style="list-style-type: none"> Prohibits retailers from distributing any tobacco product, e-cigarette, cigarette rolling paper, or coupon redeemable for tobacco products to a minor Prohibits others from buying for or selling any tobacco product, e-cigarette or cigarette rolling paper to a minor 	Owners = \$300 - \$1,000 Others = \$50 - \$100
St. Mary's County Md. Code Ann. Local Govt. §1-1203-1-1204	<ul style="list-style-type: none"> Prohibits retailers from distributing any tobacco product, electronic smoking device, cigarette rolling papers, or coupons redeemable for tobacco products to those under the age of 21, unless the individual is (1) at least 18 years of age, (2) an active duty member of the military, and (3) produces valid military identification. 	\$300 - \$500



Laws and penalties are subject to change. Visit www.NoTobaccoSalesToMinors.com for the most up-to-date information and local product placement ordinances. Also, several counties and municipalities have enacted additional e-cigarette packaging and sales restrictions. Please consult your local health department for details.



Show what you know with our Retailer Quiz



Now that you have reviewed information on how to prevent tobacco sales to minors, please take some time to complete the following brief quiz to show how much you know.

- 1 A valid ID:**
 - A. Includes a photo of the person.
 - B. Includes a date of birth showing that the person is of legal age to be sold tobacco products.
 - C. Is current and not expired.
 - D. All of the above.

- 2 Before selling any tobacco product, you are required by law to check the photo ID of everyone under:**
 - A. 18 years old
 - B. 20 years old
 - C. 21 years old
 - D. 27 years old

- 3 If you are found guilty of selling any tobacco product to minors, federal fines can be in excess of:**
 - A. \$1,000
 - B. \$750
 - C. \$10,000
 - D. \$300

- 4 When can you sell tobacco to someone under 21?**
 - A. If the tobacco is for their parent.
 - B. If the minor is with someone who is over 21.
 - C. If they are a friend or family member.
 - D. If they are 18 with an active duty military ID.

- 5 If the customer can't provide a valid ID or you don't think it's authentic, you should:**
 - A. Refuse the sale. You are not obligated to sell any tobacco product.
 - B. Sell them the tobacco product only if they look over 21.
 - C. Sell them the tobacco product only if they bribe you.
 - D. Sell them the tobacco product only if they say they are over 21.

- 6 Local law enforcement and public health agencies are conducting _____ throughout the year to ensure retailers do not sell tobacco to minors.**
- A. Education
 - B. Compliance checks
 - C. Both A and B
 - D. None of the above.
- 7 A customer wants to buy a pack of pods for their vape product. The clerk must:**
- A. Request photo ID if the person is under 27 years of age.
 - B. Sell the pods without requesting ID.
 - C. Make sure the customer is at least 21 years of age (or 18 with valid military ID).
 - D. Both A and C
- 8 Signs of ID tampering include:**
- A. Plastic peeling
 - B. Smudges
 - C. Misaligned numbers
 - D. All of the above
- 9 Which of the following is not an acceptable form of ID?**
- A. Passport
 - B. School-Issued ID
 - C. State-Issued Driver's License
 - D. State-Issued ID Card
- 10 It is illegal to sell or give _____ to minors (anyone under 21).**
- A. Cigarettes
 - B. Vapes/E-cigarettes/Pod-based devices
 - C. Cigarillos/Cigars
 - D. All of the above

