CITATION SOURCES FOR TOBACCO RELATED OFFENSES

HEALTH & SAFETY CODE - CHAPTER 161

SUBCHAPTER H. DISTRIBUTION OF CIGARETTES OR TOBACCO PRODUCTS
Sec. 161.082. Sale of Cigarettes or Tobacco Products to Persons Younger Than 18 Years of Age Prohibited; Proof of Age Required.
Sec. 161.084. Warning Notice.
Sec. 161.085. Notification of Employees and Agents.
Sec. 161.086. Vendor Assisted Sales Required; Vending Machines.
Sec. 161.087. Distribution of Cigarettes or Tobacco Products.

SUBCHAPTER K. PROHIBITION OF CERTAIN CIGARETTE OR TOBACCO PRODUCT ADVERTISING
Sec. 161.122. Prohibition Relating to Certain Signs; Exceptions.

SUBCHAPTER N. TOBACCO USE BY MINORS
Sec. 161.252. Possession, Purchase, Consumption, or Receipt of Cigarettes or Tobacco Products by Minors Prohibited.

PENAL CODE - CHAPTER 48
CONDUCT AFFECTING PUBLIC HEALTH
Sec. 48.01. Smoking Tobacco.

LAW ENFORCEMENT OFFICERS MAY ISSUE CITATIONS FOR OFFENSES RELATED TO THE FOLLOWING:
- Display of appropriate warning signs
- Retail employee notification forms
- Method of access to tobacco products
- Giveaway of tobacco samples and coupons to anyone under 18
- Minor in possession of a tobacco product
- Outdoor tobacco advertising within 1000 feet of a church or school

ALL VIOLATIONS RELATED TO THE TAX CODE SHOULD NOT BE WRITTEN A CITATION, BUT SHOULD BE REPORTED TO THE COMPTROLLER'S ENFORCEMENT DIVISION BY CALLING YOUR LOCAL FIELD OFFICE.
- Sales of cigarettes of less than 20 per package
- Possession & display of tobacco permits (Class A Misdemeanor)

TOBACCO PERMITS CAN BE VERIFIED BY CALLING THE COMPTROLLER'S CIGARETTE & TOBACCO TAX DIVISION (800) 862-2260
MONTHLY REPORTS

All tobacco law enforcement activity is reported to the Comptroller’s Office on a monthly basis. Enforcement activity includes Tobacco Compliance Inspections, Tobacco Controlled Buys, and Minors in Possession of Tobacco enforcement.

- **Compliance Inspections and Controlled Buys (Stings)** by local law enforcement are to be reported individually, using the **INSPECTION / STING - Texas Cigarette / Tobacco Inspection Report**.

- **MIP Tobacco enforcement** by local law enforcement and school-based police are reported on the **MIP Tobacco - Minor in Possession of Tobacco Monthly Summary Report**.

All enforcement forms can be accessed at the Comptroller’s website at www.txtobaccoenforcement.com. These reports are to be submitted by the 10th of the month following the enforcement activity. Example: Enforcement activity taking place in November must be submitted by December 10th.

QUARTERLY REPORTS

All compliance education activity and grant related financial expenditures are reported to the Texas Comptroller on a quarterly basis. Financial Status Reports and Compliance Education Summaries are sent out each quarter by the Texas Comptroller to all Tobacco Compliance Grantees.

The table below indicates the reporting periods, the date of mail out, and the date that these reports are due back.

<table>
<thead>
<tr>
<th>Quarter: Reporting Period</th>
<th>Date Blank Report Forms Are Sent Out</th>
<th>Date Completed Reports Are Due Back</th>
</tr>
</thead>
<tbody>
<tr>
<td>1st Quarter: 9/1 - 11/30</td>
<td>11/15</td>
<td>12/15</td>
</tr>
<tr>
<td>2nd Quarter: 12/1 - 2/28</td>
<td>2/15</td>
<td>3/15</td>
</tr>
<tr>
<td>3rd Quarter: 3/1 - 5/31</td>
<td>5/15</td>
<td>6/15</td>
</tr>
<tr>
<td>4th Quarter: 6/1 - 8/31</td>
<td>8/15</td>
<td>9/15</td>
</tr>
</tbody>
</table>

Together we can stop the sale of tobacco to minors.

Questions on Tobacco Enforcement or Reporting?
Contact Comptroller’s Tobacco Enforcement Program
Email: tobacco.enforcement@cpa.state.tx.us
Toll Free: (888) 284-2151