



**State of Arkansas
Department of Finance
And Administration**

DFA - ARKANSAS TOBACCO CONTROL

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REQUIRED PROCEDURE FOR DISPOSAL OF DISCONTINUED, IMPERFECT, OR DAMAGED CIGARETTES

In accordance with the *Unfair Cigarette Sales Act*, cigarettes may be sold at less than the cost to the retailer (state minimum price) if they are:

- a. Being discontinued, not to be restocked;
 - b. Imperfect; or
 - c. Damaged.
1. Separate the cigarettes to be discounted from the rest of the cigarette stock, being mindful *not* to allow the discounted cigarettes to become a self-service item.
 2. Post a notice clearly readable by customers which lists:
 - a. The total number of cigarette packs being discounted;
 - b. The reason the cigarettes are being discounted;
 - c. The price of the discounted cigarettes.
 3. Fax or email a copy of the notice at least one business day prior to the start of the sale to Maurice.gilmore@arkansas.gov or glen.perciful@arkansas.gov along with the inventory on page 2 with your store name and telephone number to our office. This will help us answer any complaint calls that your store is selling cigarettes below minimum state price.

