

## State of Arkansas Department of Finance And Administration

## DFA - ARKANSAS TOBACCO CONTROL ABC ENFORCEMENT

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## REQUIRED PROCEDURE FOR SALES OF IMPERFECT, DISCONTINUED, DAMAGED CIGARETTES, BUSINESS LIQUIDATIONS, & COURT ORDERED SALES

In accordance with the *Unfair Cigarette Sales Act*, (Arkansas Code 4-75-703) cigarettes may be sold at less than the cost to the retailer (state minimum price) if they are:

- a. Bona fide clearance sale for the purpose of being discontinued (Brand/style shall not be restocked)
- b. Imperfect. (Please describe/define 'imperfection' of brand/style requested for discounted sale)
- c. Damaged.
- d. Final liquidation of a business.
- e. Court ordered sale.
- 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. Email a copy of the notice at least one business day prior to the start of the sale to <a href="Mail.Craft@arkansas.gov">Kali.Craft@arkansas.gov</a> and <a href="Glen.Perciful@arkansas.gov">Glen.Perciful@arkansas.gov</a> along with the inventory on page 2 with your store name and telephone number to our office. An email acknowledging the receipt and processing of your discounted sale will be provided.

## **DISCOUNTED CIGARETTES**

Date sale begins _		Permit #	Store Na	me	
Address			City		
Contact phone # & email			Manager		
List inventory of c	garettes being di	scounted, pr	ice and reason for	discounting.	
Reason – Circle Or	ne - <b>IMPERFECT</b> (d	describe):			
DISCONTINUED DAMAGED BUSINESS			LIQUIDATION COURT ORDERED SALE		
Email Completed Form to Kali.Craft@arkansas.gov Cigarette Brand and Style			v and Glen.Perciful@arkansas.gov. # of Cartons / Packs		Discounted Price
Example – Newport Non-Menthol 100s			10 packs		\$3.00
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Please wait for email verification of receipt and processing of your Discounted Cigarette sales form before beginning sale

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