

Summary of State Penalties Pertaining to Illegal Tobacco Sales to Minors

Law/Reg	Violator	First Offense	Second Offense	Third Offense	Subsequent Offenses
Current code 16-9A-2 (passed March 13, 2010 – to take effect on June 10, 2010)	Corporation / Owner	\$50	\$250 - \$500 (if it occurs within 2 years of first conviction)	\$500 - \$750 (if it occurs within 2 years of first conviction)	\$1,000 - \$5,000 (if it occurs within 5 years of first conviction)
	Employee	Not More Than \$100	\$100 - \$500	\$100 - \$500	\$100 - \$500
	Youth in Possession	\$50 + 8 hours community service	\$100 + 15 hours community service	\$200 + 24 hours community service	\$200 + 24 hours community service

Note: Any employer who discovers that his or her employee has sold or furnished tobacco products to minors may dismiss such employee for cause. Any such discharge shall be considered as “gross misconduct” for the purposes of determining the discharged employee’s eligibility for unemployment benefits in accordance with the provision of Section Three, Article Six, Chapter Twenty-One of this code, if the employer has provided the employee with prior written notice in the workplace that such act or acts may result in their termination from employment.