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## MARYLAND ALCOHOL, TOBACCO, AND CANNABIS COMMISSION

### Tobacco Compliance Bulletin TCB – 24-001

#### **\*\*SPECIAL ADVISORY FOR COMPLIANCE WITH NEW STATE LAW THAT REQUIRES CIGARETTE WHOLESALERS TO SUBMIT COMPLETE AND ACCURATE INFORMATION ON CIGARETTE AND ROLL YOUR OWN CIGARETTE TOBACCO SALES\*\***

***Subject:** Maryland General Assembly enacts legislation affecting reporting requirements for Licensed Wholesalers of Cigarettes and Roll-Your-Own Cigarette Tobacco, effective October 1, 2023.*

The 2023 session of the Maryland General Assembly enacted Senate Bill 541/House Bill 777, which was approved by the Governor on April 11, 2023 (2023 Maryland Laws Ch. 9 (S.B. 541)). This bill affects the reporting requirements for all Licensed Wholesalers of Cigarettes and Roll-Your-Own Cigarette Tobacco under Md. Code Bus. Reg. § 16-506(a) and goes into effect on October 1, 2023.

Licensed Wholesalers are required to submit to the Comptroller of Maryland Form 608-3, the monthly Report of Stamped Cigarettes and/or sales of Roll-Your-Own (RYO) Tobacco, identifying by brand and manufacturer the quantity of cigarette and RYO tobacco sold during the prior month. **The new law clarifies that Licensed Wholesalers are required to provide complete and accurate information on cigarette and RYO sales.**

If Licensed Wholesalers of Cigarettes and Roll-Your-Own Cigarette Tobacco fail to provide complete and accurate cigarette and RYO sales information, the Alcohol, Tobacco, and Cannabis Commission (ATCC) may pursue administrative charges under Bus. Reg. § 16-506(a), subject to penalties as provided in Bus. Reg. § 16-507(a)(1). As a result, an offending licensed wholesaler could face a reprimand, suspension, or revocation of its license under Bus. Reg. §§ 16-211 and 16-212 if it does not provide complete and accurate information on cigarette and RYO sales.



In addition, Form 608-3 was revised in March 2021. Licensed Wholesalers should submit the required reports on the current form. Wholesalers are reminded that sales must be reported by brand family, with each manufacturer's products reported on a separate page.

Lastly, pursuant to Bus. Reg. § 16-504(c), a person may not affix a stamp to a package of cigarettes or offer or hold for sale cigarettes and RYO of a brand family or manufacturer that is not listed on the Maryland Tobacco Directory of approved tobacco products. A violation of § 16-504(c) is a misdemeanor criminal violation and may subject an offending person to civil penalties and the suspension and revocation of a license.

Please see the website links, contact information, and individuals identified if you have any additional questions or concerns regarding this bulletin:

- Wholesalers can review the current Directory, which is available on the website of the Office of the Attorney General:  
<https://www.marylandattorneygeneral.gov/Pages/Tobacco/Statedirectory.aspx>
- For questions concerning the reporting requirements and procedures, contact Michele Knight, Comptroller ATM Unit Manager, at 410-260-7818.
- For questions concerning the Maryland Tobacco Directory, contact Aravind Muthukrishnan, Assistant Attorney General, at 410-576-6395.
- For questions concerning tobacco licensing, contact the ATCC's Alcohol and Licensing Division at 410-260-7314 or email us at [atcc.licensing@maryland.gov](mailto:atcc.licensing@maryland.gov).

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