ALAN WILSON U.S.C.

§§ 375, et seq.

The federal Prevent All Cigarette Trafficking ("PACT") Act, 15 U.S.C. §§ 375,
et seq., became effective on June 30, 2010. (Reference the U. S. Bureau of Alcohol, Tobacco, Firearms and Explosives website: http://www.atf.gov/alcohol-tobacco).
Per the terms of the Act, all persons who sell, transfer, or ship cigarettes for profit must:
(1) register with the tobacco tax administrator of the state into which shipment is made and (2) file monthly reports, no later than the 10111 of each month, with both the tobacco tax administrator and Attorney General, fully outlining the quantity, brands, and recipients of cigarette shipments into such state. These provisions apply to tobacco product manufacturers within the meaning of the South Carolina Tobacco Escrow Fund Act (S.C. Code Ann.§§ 11-47-10 et seq.).

All tobacco product manufacturers desiring to sell cigarettes in South Carolina
must be included on the South Carolina Tobacco Directory ("the Directory"). (S.C. Code Ann. § l 1-48-30(B)). In determining whether to include or retain a tobacco product manufacturer on the Directory, the Attorney General considers a number of factors. Pursuant to S.C. Code Ann. § 11-48-50(D), the. Attorney General may require a tobacco product manufacturer to submit any additional information that will enable the Attorney General to determine whether the manufacturer is in full compliance with S.C. Code Ann. § 11-48-10 et seq. Compliance with the PACT Act is a requirement for continued listing on the Directory.

Effective immediately, all participating and non-participating tobacco product manufacturers must provide the Attorney General with copies of the PACT Act reports that are submitted to the South Carolina Department of Revenue.

Please send all necessary reports under the PACT Act to both:
South Carolina Department of Revenue South Carolina Attorney General
Attn: Tobacco/PACT Attn: Tobacco Unit
P.O. Box 125 P.O. Box 11549
Columbia, SC 29214 Columbia, SC 29211-1549

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