

Checklist for Wholesaler Located Outside the City of Kansas City, Missouri

Investigator: _____

D/B/A Name and Address: _____

Date Application Assigned: _____ Date Case Completed: _____

The following requirements will be completed by the investigator working on your case

___ **Investigator requirement** – A copy of the final invoice showing all outstanding permit/license fees

*In order to begin processing a cigarette application, an **applicant** must submit the following:*

___ Cigarette license application – **must be signed. Form provided by the Regulated Industries Division**
(<http://www.kcmo.org/CKCMO/Depts/NeighborhoodAndCommunityServices/Regulated/>)

All of the following information must be submitted by the applicant

Have Need

___ ___ Consultant consent form signed by the applicant (only applicable if a consultant is used) – **form provided by the Regulated Industries Division**
(<http://www.kcmo.org/CKCMO/Depts/NeighborhoodAndCommunityServices/Regulated/>)

Sec. 20-1. - Definitions.

Wholesale dealer means any person authorized to sell, distribute, deliver, convey or give away cigarettes to retail dealers or other persons in the city, for the purpose of resale only.

Sec. 20-2. - License required for dealers and manufacturers; registration fee; amount of tax

- (a) *License; registration fee.* Every wholesale dealer, jobber, retail dealer, manufacturer or other person engaged in selling cigarettes or offering, delivering or displaying cigarettes for sale within the city shall procure a license therefor for each place selling or offering cigarettes for sale, and at the same time such license is issued shall pay to the manager of regulated industries a registration fee of \$1.00 for each such place of business.
- (b) *Occupation license tax.* In addition to the registration fee, every retailer shall pay an occupation license tax at the rate of \$5.00 per 1,000 for all cigarettes sold, offered for sale, delivered, displayed for sale, or otherwise disposed of, and for all cigarettes in his possession.
- (c) *Use of additional revenues.* The additional revenues realized by the passage of this section shall be designated for use in hazardous material and emergency response activities of the city.

Sec. 20-3. - Payment of tax by purchase of stamps; affixing of stamps by wholesaler.

The tax provided by [section 20-2](#) shall be paid by purchase from the manager of regulated industries of stamps of such design and denomination as may be prescribed by the manager of regulated industries or by the director of neighborhoods and housing services. In the sale of such stamps, the manager of regulated industries shall allow a discount of five percent of the denominational or face value thereof to cover the cost of labor used in affixing the stamps. It shall be the duty of every wholesaler or jobber, before delivering cigarettes to any retailer or other person in the city, to affix to each package of cigarettes a meter impression or a stamp purchased from and furnished by the manager of regulated industries, which stamp or meter impression so affixed shall evidence the payment of the tax imposed by this chapter, such stamps to be canceled as soon as the stamps shall be affixed to the container containing such cigarettes. Before printing evidence of payment of the tax on any package of cigarettes, there shall be paid to the manager of regulated industries a tax at the rate of \$2.50 per 1,000 for each and all cigarettes to be marked.

Sec. 20-19. Manager of regulated industries to enforce compliance.

In enforcing the provisions of this chapter the manager of regulated industries shall be authorized to do any of the following:

- (b) To inspect, at any reasonable time, the licensed premises, including all portions of the building thereof used in connection with the operations carried on under the cigarette license and which are in the possession and control of the licensee, and all places where the licensee may keep or store cigarettes, including all rooms, cellars, outbuildings, passageways, closets, vaults, yards and attics;

Sec. 50-235. Sale or distribution of tobacco products, rolling papers, alternative nicotine products or vapor products to minors; possession by minors.

(d)(3) It shall be unlawful for any person to distribute tobacco product, rolling paper, alternative nicotine product or vapor product samples in or on any public street, sidewalk, school ground or park, or on private property open to the public without the property owner's permission.

Missouri Revised Statutes

Restrictions on sales of individual packs of cigarettes.

407.928. No person or entity shall sell individual packs of cigarettes or smokeless tobacco products unless such packs satisfy one of the following conditions prior to the time of sale:

(1) It is sold through a vending machine; or

(2) It is displayed behind the check-out counter or it is within the unobstructed line of sight of the sales clerk or store attendant from the checkout counter.

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