



OFFICE OF THE KANSAS ATTORNEY GENERAL

NOTICE REGARDING PACT ACT REPORTING REQUIREMENTS *REVISED MARCH 29, 2011*

The Federal Prevent All Cigarette Trafficking Act ("PACT Act") was signed into law on March 31, 2010, by President Obama, and became effective on June 29, 2010. Be advised that this Act, under 15 U.S.C. § 376, requires all persons who sell, transfer, or ship for profit cigarettes or smokeless tobacco in interstate commerce to (1) register with both the United States Attorney General and the tobacco tax administrator of the state into which such shipment is made, and (2) file reports with the tobacco tax administrator of the state into which such shipment is made on the 10th day of each calendar month. These reports, whether in the form of memorandum or copies of invoices, must include:

- the name and address of the person to whom the shipment was made;
- the brand sold;
- the quantity sold; and
- the name, address, and phone number of the person delivering the shipment on behalf of the delivery seller.

If you sell, transfer, or ship for profit cigarettes or smokeless tobacco into the state of Kansas, you must first register with the Kansas Department of Revenue. We additionally ask that you provide a copy of such registration to the Kansas Attorney General's Office. If you have yet to register, we encourage you to use the attached form.

In addition, you must submit monthly PACT Act reports, either by mail or email, to the Kansas Department of Revenue on the 10th day of each calendar month. As with the registration, we ask that you provide a copy of every monthly report to the Kansas Attorney General's Office. Additionally, we ask that you submit your monthly reports for all preceding months, going back to July 2010, if you have not already done so. We strongly encourage you to distinguish clearly the type of tobacco products sold (e.g., cigarettes, RYO tobacco, snuff, chew, pipe tobacco, cigars, other) in your reports.

For your convenience, the mail and email addresses for both Kansas offices are as follows:

Kansas Department of Revenue
Attn: Cigarette Taxation
915 SW Harrison St.
Topeka, KS 66625
miscellaneous.tax@kdor.ks.gov

Kansas Office of the Attorney General
Attn: Tobacco Enforcement Unit
120 SW 10th Ave., 2nd Floor
Topeka, KS 66612-1597
tobacco@ksag.org

If you have questions about the PACT Act, including whether it applies to you, we encourage you to contact our office at (785) 368-6289.



OFFICE OF THE KANSAS ATTORNEY GENERAL

FEDERAL PACT ACT REGISTRATION FORM *REVISED MARCH 29, 2011*

Pursuant to the Federal Prevent All Cigarette Trafficking ("PACT") Act, 15 U.S.C. §§ 375, *et seq.*, any person who sells, transfers, or ships for profit cigarettes or smokeless tobacco in interstate commerce shall first file with the Attorney General of the United States and with the tobacco tax administrators of the State and place into which such shipment is made, advertised, or offer is disseminated a statement setting forth his name and trade name (if any), and the address of his principal place of business and of any other place of business, as well as telephone numbers for each place of business, a principal electronic mail address, any website addresses, and the name, address, and telephone number of an agent in the State authorized to accept service on behalf of the person.

BUSINESS INFORMATION

Business Name: _____

Mailing Address: _____

Street Address: _____

Note: The street address should be the physical location of the business.

Phone Number: _____ Fax Number: _____

E-Mail Address: _____

Website: _____

Federal Taxpayer
ID Number: _____

Note: Only applies if business is registered in the United States.

DESIGNATED CONTACT FOR PACT ACT REPORTING

Identify the person that you wish to receive all correspondence and official notifications regarding PACT Act reporting.

Contact Name: _____

Organization: _____

Relationship to Business: _____

For example: Attorney, Importer, Tax Compliance Manager, etc.

Mailing Address: _____

Phone Number: _____ Fax Number: _____

E-Mail Address: _____

RESIDENT AGENT FOR SERVICE OF PROCESS

Please provide the name of an agent in the State authorized to accept service on behalf of the person.

Resident Agent: _____

Mailing Address: _____

Phone Number: _____ Fax Number: _____

E-Mail Address: _____

SUPPLEMENTAL DOCUMENTATION

Attach the following documents with this form:

Resident Agent Letter. Provide an original letter from the resident agent accepting appointment as agent for service of process in the state of Kansas.

Federal PACT Act Registration form. Provide a **copy** of the business' U.S. Department of Justice PACT Act Registration Form that was filed with the U.S. Department of Justice.

VERIFICATION OF CERTIFICATION

I certify under penalty of perjury under the laws of the state of Kansas that the foregoing is true and correct.

Executed this _____ day of _____, 20_____.

SUBMISSION OF PACT ACT REGISTRATION FORM

Submit an original, completed form and all attachments by mail or email to:

Kansas Department of Revenue
Attn: Cigarette Taxation
915 S.W. Harrison St.
Topeka, KS 66625
miscellaneous.tax@kdor.ks.gov

Submit a copy of the complete form and all attachments by mail or email to:

Office of the Kansas Attorney General
Attn: Tobacco Enforcement Unit
120 S.W. 10th Ave., 2nd Floor
Topeka, KS 66612-1597
tobacco@ksag.org

Signature of Authorized Officer or Agent

Name *(Please Print)*

Title *(Please Print)*