



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

PACT ACT NOTICE

TO: All Illinois Tobacco Product Manufacturers (TPMs) including Participating Manufacturers (PMs) and Non-Participating Manufacturers (NPMs)
FROM: Marilyn Kueper, Chief, Tobacco Enforcement Bureau
DATE: March, 2011
RE: Prevent All Cigarette Trafficking (PACT) Act

The PACT Act is a federal law that became effective on June 29, 2010 which requires certain persons to register and file additional reports for all non face-to-face sales of certain tobacco products. The new requirements are pursuant to the Jenkins Act, 15 U.S.C. §§ 375-378, as amended, and involve certain transactions regarding cigarettes, RYO and smokeless tobacco which must comply with state tax and licensing requirements, and the filing of certain reports with the state tobacco tax administrator.

Pursuant to the Jenkins Act, as amended, all persons (including manufacturers, wholesalers, importers, and delivery sellers) who for profit sell, transfer, ship, advertise, or offer for sale cigarettes, RYO and/or smokeless tobacco must: (1) register with the U.S. Attorney General and with the state tobacco tax administrator of the state into which shipment is made; and (2) file monthly reports no later than the 10th of each month with the State Tobacco Tax Administrator, fully outlining the brands, quantity, UPC, weight, price, mode of delivery, and recipients of deliveries made into Illinois.

Registrants required to register with the State of Illinois must file IL Form Reg-1 with the Illinois Department of Revenue. Form Reg-1 may be obtained at www.revenue.state.il.us. Under Quick Links, click on Forms and select Registration, then Reg-1. If you are required to register more than one location, select Schedule Reg-1-L to register the additional locations.

Pursuant to 30 ILCS 167/25, the Attorney General may require TPMs, including PMs and NPMs, to submit additional information as necessary that will enable the Attorney General to determine the TPM's compliance with the Tobacco Products Manufacturers' Escrow Enforcement Act of 2003. **Beginning with the annual certification due on or before April 30, 2011, all PMs and NPMs MUST submit the Certification of PACT Act Information form.** Compliance with the PACT Act and reporting of Pact Act transactions as required by the Jenkins Act, as amended, are factors that the Attorney General will consider in determining whether to include or retain a PM or NPM on the State of Illinois Directories.

In addition to filing your Pact Act reports with the Illinois Department of Revenue, please also send a copy of your PACT Act reports to:

Illinois Attorney General
Tobacco Enforcement Bureau
500 South Second Street
Springfield, IL 62702

