

# USING THE 'COMPLIANCE CHECK INSPECTIONS OF BRICK AND MORTAR TOBACCO PRODUCT RETAILERS' DATABASE

CENTER FOR TOBACCO PRODUCTS

*Disclaimer: This is not a formal dissemination of information by FDA and does not represent Agency position or policy.*

# AGENDA

- Overview
- Easy Ways to Access the Database
- Searching the Database
  - Search Results
  - Exporting Data
  - Starting a New Search
- Additional Resources
- Contacting CTP



# OVERVIEW: BRICK AND MORTAR RETAILER INSPECTION DATABASE



- Compliance Check Inspections of tobacco product retailers are conducted to determine a retailer's compliance with the Federal Food, Drug, and Cosmetic Act (FD&C Act). Results from compliance check inspections of brick-and-mortar tobacco retailers are available in a searchable retailer inspection database.
- The database contains information about compliance check inspections including which brick-and-mortar retailers received a warning letter, a civil money penalty, a no-tobacco-sale order, or were found to have no observable violations.
- You can search the database by various criteria such as retailer name, state, date ranges and inspection results.

# OVERVIEW: UPDATE TO FEDERAL LAW FOR TOBACCO PRODUCTS CONTAINING NICOTINE NOT DERIVED FROM TOBACCO



- On March 15, 2022, the President signed legislation to amend the FD&C Act to extend FDA’s jurisdiction to products “containing nicotine from any source,” not just nicotine derived from tobacco.
- Specifically, this legislation expanded the definition of “tobacco product” to include products containing nicotine from any source.
- As of April 14, 2022, retailers of tobacco products containing nicotine not made or derived from tobacco must ensure compliance with applicable requirements under the FD&C Act resulting from this law. As such, it is illegal for a retailer to sell any tobacco product containing nicotine from any source – including cigarettes, smokeless tobacco, cigars, and e-cigarettes – to anyone under 21.
- After July 13, 2022, a non-tobacco nicotine product can only be legally marketed in the United States if it has received a marketing granted order (MGO) from FDA.
  - This means that it is illegal for a retailer or distributor to sell or distribute a non-tobacco nicotine product that is not subject to a MGO from FDA. Without this MGO, a product is in violation of the law and its manufacturer, retailer, or distributor risks FDA enforcement.
- Visit FDA’s website to learn more about the agency’s regulations and guidance on selling tobacco products in retail stores at: <https://www.fda.gov/tobacco-products/compliance-enforcement-training/retail-sales-tobacco-products>.

- Absence of a retail establishment from this database does not imply compliance with all applicable statutory and regulatory requirements.
- Violation data cannot be readily compared across States and territories, nor compared with violation data collected under other initiatives, for example Synar.
- If the inspection was a two-part inspection, the date of the earliest violation is displayed.

- The database contains information regarding compliance check inspections of brick-and-mortar retail establishments. For information about warning letters issued to online retailers and manufacturers, please see FDA's Electronic Reading Room at: <https://www.fda.gov/inspections-compliance-enforcement-and-criminal-investigations/compliance-actions-and-activities/warning-letters>
- FDA uses the term 'underage purchaser' or 'UP' to describe individuals under 21 years of age, the federal minimum age of sale of tobacco products.

# OVERVIEW: DATABASE UPDATES

- The database is updated monthly and displays the date of the most recent update:

**Compliance Check Inspections of  
Brick and Mortar Tobacco Product Retailers**  
(includes inspection decisions through 12/31/2023)

- The “through” date represents FDA’s decision date. Inspections that are still under review will be posted at a later time.

# EASY WAYS TO ACCESS THE DATABASE



- The Tobacco Retailer Inspection Database is available at:

The screenshot shows the FDA website interface for the Tobacco Retailer Inspection Database. At the top, the FDA logo and 'U.S. FOOD & DRUG ADMINISTRATION' are visible. Below the navigation bar, the breadcrumb trail reads: Home > Tobacco Products > Compliance, Enforcement & Training > Compliance Check Inspections of Brick and Mortar Tobacco Product Retailers. The main heading is 'Compliance Check Inspections of Brick and Mortar Tobacco Product Retailers' with a sub-note '(includes inspection decisions through 10/31/2023)'. The central feature is a 'Search Inspection Decisions' form with the following fields:

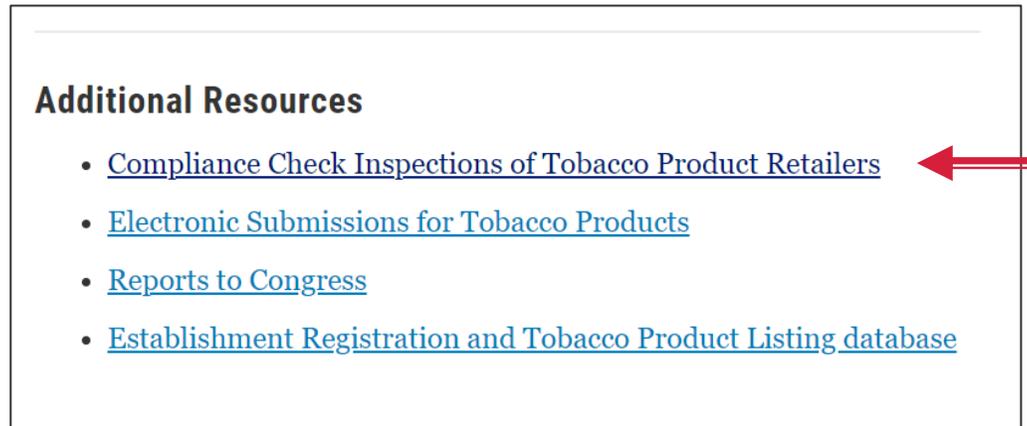
Retailer Name	Inspection Outcome	Underage Purchaser (UP) Involved
<input type="text"/>	All	
City	Decision Date	Sale to UP
<input type="text"/>	From	
State	Zip	To
All		

At the bottom of the form are 'Search' and 'Clear Form' buttons. Below the form, there are links for 'Help' and 'Export by Fiscal Year'.

<https://timp-ccid.fda.gov>

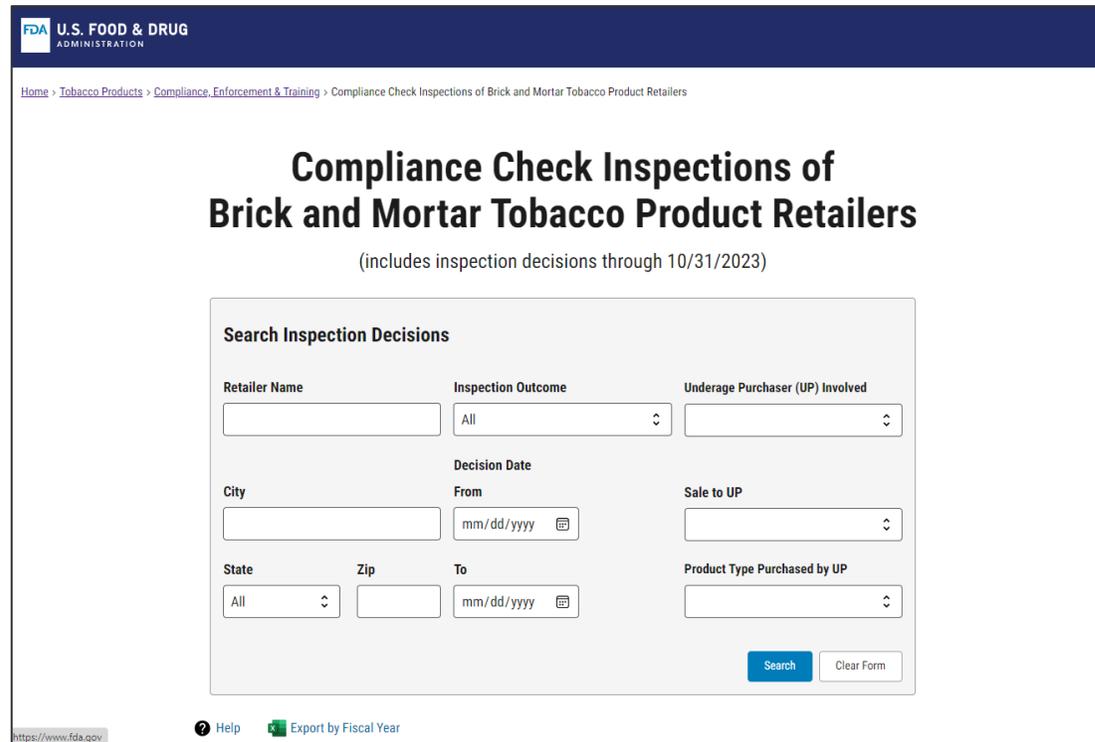
# EASY WAYS TO ACCESS THE DATABASE

- Go to [FDA.gov/tobacco-products](https://www.fda.gov/tobacco-products)
- Click: Compliance and Enforcement
- Scroll down to “Additional Resources” and click on: Compliance Check Inspections of Tobacco Product Retailers



# EASY WAYS TO ACCESS THE DATABASE

- The database can be found through an internet browser search.
- Search by the database title: “Compliance Check Inspections of Brick and Mortar Tobacco Product Retailers.”



The screenshot displays the FDA website's search interface for the 'Compliance Check Inspections of Brick and Mortar Tobacco Product Retailers' database. The page header includes the FDA logo and the text 'U.S. FOOD & DRUG ADMINISTRATION'. Below the header, a breadcrumb trail reads 'Home > Tobacco Products > Compliance, Enforcement & Training > Compliance Check Inspections of Brick and Mortar Tobacco Product Retailers'. The main heading is 'Compliance Check Inspections of Brick and Mortar Tobacco Product Retailers', with a sub-heading '(includes inspection decisions through 10/31/2023)'. The search form is titled 'Search Inspection Decisions' and contains several input fields: 'Retailer Name' (text box), 'Inspection Outcome' (dropdown menu with 'All' selected), 'Underage Purchaser (UP) Involved' (dropdown menu), 'City' (text box), 'Decision Date' (range selector with 'From' and 'To' fields, both with date pickers), 'State' (dropdown menu with 'All' selected), 'Zip' (text box), 'Sale to UP' (dropdown menu), and 'Product Type Purchased by UP' (dropdown menu). A 'Search' button and a 'Clear Form' button are located at the bottom right of the form. At the bottom left of the page, there is a 'Help' icon and a link to 'Export by Fiscal Year'.

# HOW TO SEARCH THE DATABASE

- Use the “Search Inspection Decisions” fields to narrow down the inspections by various criteria.
- You may use one or more fields to tailor your search to your needs.

### Search Inspection Decisions

<b>Retailer Name</b>	<b>Inspection Outcome</b>	<b>Underage Purchaser (UP) Involved</b>
<input type="text"/>	All <input type="button" value="v"/>	<input type="button" value="v"/>
<b>City</b>	<b>Decision Date</b>	<b>Sale to UP</b>
<input type="text"/>	<b>From</b>	<input type="button" value="v"/>
	mm/dd/yyyy <input type="button" value="calendar"/>	
<b>State</b>	<b>Zip</b>	<b>Product Type Purchased by UP</b>
All <input type="button" value="v"/>	<input type="text"/>	<input type="button" value="v"/>
	<b>To</b>	
	mm/dd/yyyy <input type="button" value="calendar"/>	

# SEARCH CRITERIA IN DETAIL

- Retailer Name
- City
- State/U.S. Territory
- Zip Code
- Inspection Outcome
  - All
  - No-Tobacco-Sale Order
  - Civil Money Penalty
  - Warning Letter Issued
  - No Violations Observed

**Search Inspection Decisions**

<b>Retailer Name</b> <input type="text"/>	<b>Inspection Outcome</b> <input type="text" value="All"/>	<b>Underage Purchaser (UP) Involved</b> <input type="text"/>
<b>City</b> <input type="text"/>	<b>Decision Date</b> <b>From</b> <input type="text" value="mm/dd/yyyy"/>	<b>Sale to UP</b> <input type="text"/>
<b>State</b> <input type="text" value="All"/>	<b>Zip</b> <input type="text"/>	<b>Product Type Purchased by UP</b> <input type="text"/>
<b>To</b> <input type="text" value="mm/dd/yyyy"/>	<input type="button" value="Search"/> <input type="button" value="Clear Form"/>	

# SEARCH CRITERIA IN DETAIL

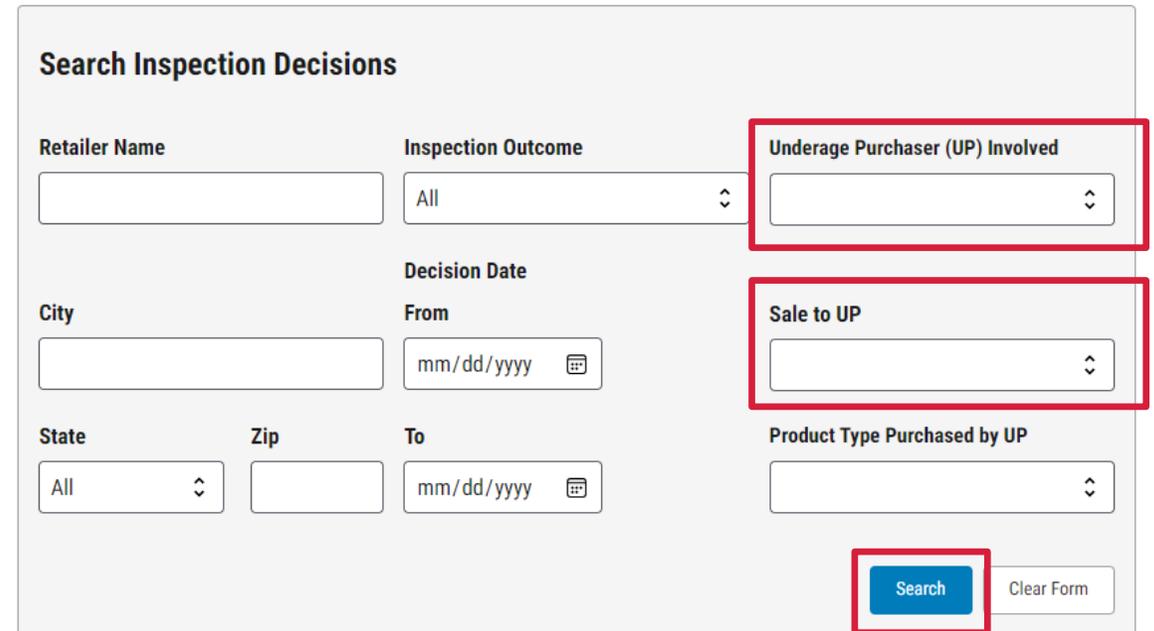
- Product Type Purchased by UP (Underage Purchaser)
  - Cigar(s)
  - Cigarette Tobacco
  - Cigarettes in a Package
  - ENDS (Electronic Nicotine Delivery Systems) /E-Liquid
  - Hookah Tobacco
  - Oral Nicotine Product
  - Roll Your Own Tobacco
  - Single Cigarette
  - Smokeless Tobacco
  
- Decision Date Range

**Search Inspection Decisions**

Retailer Name	Inspection Outcome	Underage Purchaser (UP) Involved
<input type="text"/>	All <input type="button" value="v"/>	<input type="text"/>
City	<b>Decision Date</b>	Sale to UP
<input type="text"/>	From	<input type="text"/>
State	mm/dd/yyyy <input type="button" value="📅"/>	<input type="text"/>
All <input type="button" value="v"/>	To	<b>Product Type Purchased by UP</b>
Zip	mm/dd/yyyy <input type="button" value="📅"/>	<input type="text"/>
<input type="text"/>		<input type="text"/>

# SEARCH CRITERIA IN DETAIL

- Underage Purchaser (UP) Involved
  - Yes
  - No
- Sale to UP (Underage Purchaser)
  - Yes
  - No



The screenshot shows a web form titled "Search Inspection Decisions". The form contains several input fields and dropdown menus. The following fields are highlighted with red boxes:

- Underage Purchaser (UP) Involved**: A dropdown menu with a downward arrow.
- Sale to UP**: A dropdown menu with a downward arrow.
- Search**: A blue button with white text.

Other visible fields include:

- Retailer Name**: A text input field.
- Inspection Outcome**: A dropdown menu with "All" selected.
- City**: A text input field.
- Decision Date**: A date range selector with "From" and "To" fields, each containing "mm/dd/yyyy" and a calendar icon.
- State**: A dropdown menu with "All" selected.
- Zip**: A text input field.
- Product Type Purchased by UP**: A dropdown menu with a downward arrow.
- Clear Form**: A button with grey text.

Once all desired search criteria are entered, click the **SEARCH** button at the bottom of the 'Search Inspection Decisions' block.

# SEARCH RESULTS – BASIC VIEW

- Individual inspections will populate in a table below the search fields once the search is complete.

723 Inspection Results Returned 100 Displaying

Basic View Expanded View

Retailer Name	Street Address	City	State	Zip	Sale to UP	Product Type	Decision Date ↓	Inspection Outcome
99 CENT	871 SILVER RD	NEW TOWN	USA	99999	No	N/A	07/25/2023	No Violations Observed
HOT SPOT	10 HAMPSHIRE ST	NEW TOWN	USA	22222	No	N/A	07/25/2023	No Violations Observed
SILVER DOG	1112 WAYNE AVE	NEW TOWN	USA	99999	No	N/A	07/25/2023	No Violations Observed
TOBACCO HUT	15515 NEW AVENUE	NEW TOWN	USA	22222	Yes	ENDS / E-liquid	07/20/2023	Warning Letter
SUN PLUS	12040 CHERRY ROAD	NEW TOWN	USA	99999	Yes	Cigar(s)	06/27/2023	Warning Letter
SHAMROCK BAR	133 NEW AVENUE	NEW TOWN	USA	22222	Yes	Cigar(s)	06/20/2023	Warning Letter
DISCOUNT TOBACCO	3050 SERVICE ROAD	NEW TOWN	USA	99999	Yes	Cigarettes in a package	06/20/2023	Warning Letter
DASH GENERAL	11150 NEW AVENUE	NEW TOWN	USA	22222	Yes	Cigar(s)	06/20/2023	Warning Letter

# SEARCH RESULTS – EXPANDED VIEW



- Expanded View of Search Results includes:
  - UP (Underage Purchaser) Involved
  - Brand
  - Flavor
  - Inspection Date
  - Charges
  - Nicotine Source

Basic View **Expanded View**

Retailer Name	Street Address	City	State	Zip	UP Involved	Sale to UP	Product Type	Brand	Flavor	Inspection Date	Decision Date	Inspection Outcome	Charges	Nicotine Source
HOT SPOT	10 HAMPSHIRE ST	NEW TOWN	USA	22222	Yes	Yes	ENDS / E-liquid	JUUL	Menthol	02/18/2020	03/05/2020	Warning Letter	<a href="#">1140.14(b)(1)-Sale to a minor</a>	
MILL PLAZA MARKET/INTERNATION	1112 WAYNE AVE	NEW TOWN	USA	99999	Yes	No	N/A	N/A		Not available	02/13/2020	No Violations Observed	N/A	

# SEARCH RESULTS – EXPORTING DATA

- The inspection results returned table can be downloaded as an Excel file or a printer friendly .pdf using the links above the table.

Help Export Print Friendly

22 Inspection Results Returned    22 Displaying

Retailer Name	Street Address	City	State	Zip	Sale to UP	Product Type	Decision Date ↓	Inspection Outcome
99 CENT	871 SILVER RD	NEW TOWN	USA	99999	No	N/A	07/25/2023	No Violations Observed
HOT SPOT	10 HAMPSHIRE ST	NEW TOWN	USA	22222	No	N/A	07/25/2023	No Violations Observed
SILVER DOG	1112 WAYNE AVE	NEW TOWN	USA	99999	No	N/A	07/25/2023	No Violations Observed
TOBACCO HUT	15515 NEW AVENUE	NEW TOWN	USA	22222	Yes	ENDS / E-liquid	07/20/2023	Warning Letter
SUN PLUS	12040 CHERRY ROAD	NEW TOWN	USA	99999	Yes	Cigar(s)	06/27/2023	Warning Letter

# EXPORTING DATA BY FISCAL YEAR

- You can export data by Fiscal Year into an Excel file. Click on the dropdown menu above the search results, and the 'Export by Fiscal Year' option appears.
- Choose the desired Fiscal Year and click 'Export.' An Excel file with the complete Fiscal Year data will download.

- For additional troubleshooting, please click on the “? Help” link above the table for common questions while using the database and reviewing search results.

**Search Inspection Decisions**

<b>Retailer Name</b>	<b>Inspection Outcome</b>	<b>Underage Purchaser (UP) Involved</b>
<input type="text"/>	All <input type="button" value="v"/>	<input type="button" value="v"/>
<b>City</b>	<b>Decision Date</b>	<b>Sale to UP</b>
<input type="text"/>	From <input type="text" value="mm/dd/yyyy"/> <input type="button" value="c"/>	<input type="button" value="v"/>
<b>State</b>	<b>Zip</b>	<b>To</b>
All <input type="button" value="v"/>	<input type="text"/>	mm/dd/yyyy <input type="button" value="c"/>
		<b>Product Type Purchased by UP</b>
		<input type="button" value="v"/>

[? Help](#)

[Export by Fiscal Year](#)

# STARTING A NEW SEARCH

- If at any time you wish to restart your search or clear your search criteria, use the 'Clear Form' button located underneath the search criteria.

## Compliance Check Inspections of Brick and Mortar Tobacco Product Retailers

(includes inspection decisions through 10/31/2023)

**Search Inspection Decisions**

Retailer Name	Inspection Outcome	Underage Purchaser (UP) Involved
<input type="text"/>	All <input type="button" value="v"/>	<input type="button" value="v"/>
City	Decision Date	Sale to UP
<input type="text"/>	From <input type="text" value="mm/dd/yyyy"/> <input type="button" value="calendar"/>	<input type="button" value="v"/>
State	To <input type="text" value="mm/dd/yyyy"/> <input type="button" value="calendar"/>	Product Type Purchased by UP
All <input type="button" value="v"/>	Zip <input type="text" value="18062"/>	<input type="button" value="v"/>



# FDA RESOURCES FOR RETAILERS



- Retail Sales of Tobacco Products  
<https://www.fda.gov/tobacco-products/compliance-enforcement-training/retail-sales-tobacco-products>
- Summary of the Federal Rules for Selling Tobacco Products  
<https://www.fda.gov/tobacco-products/retail-sales-tobacco-products/selling-tobacco-products-retail-stores>
- “This is Our Watch” Campaign for Retailers  
<https://www.fda.gov/tobacco-products/retail-sales-tobacco-products/our-watch>
- Social Media Links (E.g.: Twitter, Facebook, YouTube)  
<https://www.fda.gov/tobacco-products/contact-ctp/connect-ctp>
- Sign up for CTP E-mail updates  
<https://www.fda.gov/tobacco-products/ctp-newsroom>

# WHAT IS THE BEST WAY TO CONTACT FDA WITH ADDITIONAL QUESTIONS?



For additional questions, you can contact FDA:

- CTP General E-mail: [AskCTP@fda.hhs.gov](mailto:AskCTP@fda.hhs.gov)
- Call: 1-877-CTP-1373 (1-877-287-1373)  
(9am EST-4pm EST)
- For Small Business Assistance E-mail: [SmallBiz.Tobacco@fda.hhs.gov](mailto:SmallBiz.Tobacco@fda.hhs.gov)